BOARD OF PUBLIC WORKS

2017 RESOLUTION BOOK – 104

JANUARY 4, 2017 – DECEMBER 27, 2017

2017 Resolution Record Book 104

Date	Imp Res #	Project name/Description	Presenter
January 2017			
Jan 4 2017	104-1-4-17-1	2017-2018 Cured in Place Pipe (CIPP) Prequalification	Eric Steinman
Jan 4 2017	104-1-4-17-2	Branstrator Pressure Control Station Purchase	Seth Wineglass
Jan 4 2017	12418	Maysville Rd, Landin Rd, & Trier Rd Roundabout	James Woodruff
Jan 4 2017	76246	Straub Monument Property Demolition	None Listed
Jan 11 2017	66610	Three Rivers Filtration Plant Sludge Collector Improvements	Chris Ravenscroft
Jan 11 2017	76078	St. Joe Interceptor Sewer Repair	Eric steinman
Jan 11 2017	104-1-11-17-1	Residential Solid Waste Collection/ Residential Recycle Collection & Processing Contract.	Matthew Gratz
Jan 18 2017	12417	Maysville Road Utility Duct System	Patrick Zaharako
Jan 18 2017	104-1-18-17-1	Approving the Purchase of Real Estate located at 1748 Hale Avenue in Fort Wayne, Indiana	Seth Wineglass
Jan 18 2017	0189T	2017 Signal Underground Contract	Kyle Winling
Jan 25 2017	0169C	Fairfield Concrete Street Rehabilitation & Streetscape	Patrick Zaharako
Jan 25 2017	0193P	2017 Dead Tree Removal Project	Bob Widner
Feb 2017			
Feb 1 2017	0158C	Memorial Way Concrete Street Reconstruction	Matt Gray
Feb 8 2017	66638	2017 Filter Influent Valve Rehabilitation	Steve Fickle
Feb 8 2017	76189	Water Pollution Control Plant Digesters 3 & 4 Improvements	Zach Schortgen
Feb 8 2017	104-2-8-17-2	Authorizing Sale of Certain Real Estate located at the south west corner of Liberty Mills Road and Ellison Road containing approximately 2.25 acres.	Dan Brenner
Feb 8 2017	104-2-8-17-1	Coldwater Pump Station land acquisition	Seth Wineglass
Feb 15 2017	66640	Dwenger Glasgow Intersection Water Main Replacement.	Landon Geiger
Feb 15 2017	0191N	Lake Avenue Sidewalk Construction	Tim Byer
Feb 22 2017	0062C	Coldwater Road Concrete Street Rehabilitation	Patrick Zaharako
Feb 22 2017	0189T	2017 Signal Underground Contract	Shan Gunawardena
Feb 22 2017	0197P	Flood Control Stop Log Service for the receipt of bid through purchasing for the maintenance, assembly, and disassembly of the levee's 10 stop log structures.	Patrick Zaharako
Feb 22 2017	76106	Deer Hollow Lift Station Odor Control Improvements	Zach Katter
Feb 22 2017	104-2-22-17-1	Court Deposit of Funds in Judicial Condemnation Action to Acquire 800 Glasgow Avenue	Seth Wineglass
Feb 22 2017	104-2-22-17-2	Clinton Street & Duck Street Combined Sewer Emergency Repair.	Eric Ruppert
March 2017			
Mar 1 2017	12442	Hobson Road Rehabilitation - Phase I	Tim Byer
Mar 8 2017	0072R	Hanna Street Trail, Burns Boulevard to US 27	Dawn Ritchie
Mar 8 2017	76192	Becketts Relief Interceptor Phase I Wetland Restoration	Nathan Baggett
Mar 22 2017	104-1-4-17-1	Cured In Place Pipe Prequalification Results	Eric Steinman
Mar 22 2017	104-3-22-17-2	Request for Qualifications Fort Wayne City Utilities Large Meter Testing and Replacement Guaranteed Savings Contract	Ben Groeneweg
Mar 22 2017	66484	California Road Water Main Extension	Landon Geiger

2017 Resolution Record Book 104

Date	Imp Res #	Project name/Description	Presenter
March 2017 Cont.			
Mar 22 2017	76118	Spy Run Interceptor Relief-Siphons	Emily Hunter
Mar 22 2017	76298	3RPORT Working Shaft Area Improvements	Zach Schortgen
Mar 22 2017	104-3-22-17-3	Conveyance of certain real estate from the City of Fort Wayne to the Board of Park Commissioners. Said real estate is located north of the Saint Mary's River.	Dan Brenner
Mar 22 2017	104-3-22-17-1	Upper Becketts Property Purchase	Seth Wineglass
Mar 29 2017	0093A	2017 Surface Milling for Street Department	Greg McDirmit
Mar 29 2017	0137S	Sidewalk Trip Hazard Elimination 2017	Greg McDirmit
Mar 29 2017	104-3-29-17-1	Removal and replacement of HVAC system at Fire Station #10 located at 3122 North Anthony Boulevard.	Dan Brenner
Mar 29 2017	104-3-29-17-2	Approving the financing of various vehicles and equipment items by City Utilities and authorizing acceptance of a Lessor	Gail Bradley
April 2017			
Apr 5 2017	104-4-5-17-1	Transfer of ownership of a private sanitary sewer from Seritage SRC Finance to the City of Fort Wayne located on the northwest side of Glenbrook Mall	DeWayne Nodine
Apr 5 2017	12498	Bluffton Road Trail & Sidewalk Project, Phase III	Dawn Ritchie
Apr 5 2017	76242	Water Pollution Control Plant Ponds #2 & 3 Sweetwater Pump Station	Chris Ravenscroft
Apr 12 2017		No Resolutions	
Apr 19 2017	0148D	Northside Neighborhood Alley Reconstruction 2017	Ezra Broman
Apr 26 2017	104-4-26-17-1	Donation Agreement between the City of Fort Wayne and the State of Indiana for the conveyance of a portion of five intersections located at various locations along the Clinton Street and Lafayette Street corridors	Dan Brenner
Apr 26 2017	0203L	2017 District 1 Street Lighting Improvements	Herb Berg
Apr 26 2017	0208L	0203L, 2017 District 1 Street Lighting Improvements	Herb Berg
Apr 26 2017	0141A	2017 Resurfacing Package Northeast	Bob Widner
Apr 26 2017	0139A	2017 Resurfacing Package Southeast	Kevin Okleshen
Apr 26 2017	0166S	Study Elementary Connection	Bob Widner
May 2017			
May 3 2017	104-5-3-17-2	between City of Fort Wayne and Bass Road Investment Group, LLC to amend the existing Resolution to extend the length of the Neuhaus Interceptor	DeWayne Nodine
May 3 2017	0138A	2017 Resurfacing Package Southwest	Brain Kiess
May 3 2017	0140A	2017 Resurfacing Package Northwest	Tim Byer
May 3 2017	0214A	2017 Traffic Signal Installation	Kyle Winling
May 3 2017	76374	Secondary Clarifier 6-9 Hydraulic Improvements	Zach Katter
May 3 2017	104-5-3-17-4	Clay Street Rail Bridge Project	Russ Garriott
May 10 2017	0147U	Public Sidewalk Curb Ramp Package South	Nick Jarrell
May 17 2017	75960	Wheelock Road Lift Station	Nathan Baggett
May 17 2017	104-5-17-17-1	Property Management requests approval to proceed with the intent to sell 6 City owned vacant lots located at 4812, 4816, 4820, 4828,4834 South Lafayette Street.	Dan Brenner

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2017 Resolution Record Book 104

Date	Imp Res #	Project name/Description	Presenter
May 2017 Cont.			
May 17 2017	104-5-17-17-2	Resolution: # 104-5-17-17-2, between the Prairie Farms Dairy, Inc. and the City of Fort Wayne for the release of public sewer facilities and transfer of ownership to Prairie Farms Dairy, Inc. to accommodate for a Prairie Farms Plant Expansion.	Lisa Ramos
May 17 2017	104-5-17-17-3	Termination of Street Lighting Systems Maintenance Contract with Midwestern Engineering, Inc. For Contract #103-4-20-16-2 executed on August 10, 2016.	Shan Gunawardena
May 31 2017	104-5-31-17-1	City Utilities Biennial On-Call Subsurface Utility Exploration (SUE) Services.	Eric Steinman
May 31 2017	76254	Salgy Ditch Sewer Crossing Replacement	Landon Geiger
May 31 2017	76386	Wheelock Road Force Main Extension	Nathan Baggett
June 2017			
June 7 2017	0142C	Pointe Inverness Way Concrete Street Reconstruction.	Brian Kiess
June 7 2017	0164P	South Hanna Retaining Wall Repair	Kevin Okleshen
June 14 2017	104-6-14-17-1	EMERGENCY -Salgy Ditch Sanitary Sewer Crossing Emergency Repair.	Landon Geiger
June 14 2017	66304	Three Rivers Filtration Plant - Network Fiber Improvements.	Christos Kyrou
June 14 2017	66661	2017 Plant Filter Renovations	Steve Fickle
June 21 2017	104-6-21-17-1	Wildmere Combination Sewer Outfall Emergency Repair	Eric Steinman
June 21 2017	0059S	Steup Avenue Improvements	Matt Gray
June 28 2017	0010R	Pufferbelly Trail - State Boulevard to Fourth Street	Dawn Ritchie
June 28 2017	0072R	Hanna Street Trail - Burns Boulevard to US27	Dawn Ritchie
July 2017			
July 12 2017	0153A	Till Road Improvements	Patrick Zaharako
July 12 2017	0156B	Grand Street Brick Street Repair	Bob Widner
July 12 2017	0199B	College Street Elevation Brick Repair	Bob Widner
July 12 2017	66635	Douglas: Clinton Street to Barr Street Water Main Replacement.	Landon Geiger
July 12 2017	76351	Water Pollution Control Plant Locker Room Phase II	Zach Katter
July 12 2017	104-5-7-17-1	Intent to Sell six vacant lots located at 4812-4834 South Lafayette Street to Lafayette Improvement Association, Inc. in the amount of $100.00.	Dan Brenner
July 12 2017	0216L	Walden Addition Phase IV "Area 9" Street Lighting Improvements	
July 19 2017	0192G	Glencairn Drive Curb Reconstruction.	Bob Widner
July 19 2017	0167R	Smith Field Trail, Phase I.	Dawn Ritchie
July 19 2017	76301	Harrison Street Utility Improvements.	Kelly Bajic
July 19 2017	76376	WPCP Pond #3 Junction Vent	Chris Ravenscroft
July 26 2017	0178S	2017 Miscellaneous Construction Package North	Tim Byer

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Date	Imp Res #	Project name/Description	Presenter
		August 2017	
Aug 2 2017	104-8-2-17-1	Purchase of County Property in 1700 Block of Nuttman Avenue	Seth Weinglass
Aug 2 2017	104-8-2-17-2	Mitigation Site Purchase	Seth Weinglass
Aug 2 2017	104-8-2-17-3	Property Purchase for Summit Pump Station	Seth Weinglass
Aug 9 2017	0227N	Fairfield Avenue Phase III Street Light Improvements.	Herb Berg
Aug 16 2017	0154A	Getz Road & Constitution Drive Intersection Improvements.	Brain Kiess
Aug 16 2017	0223S	4800 Old Mill Road Sidewalk Improvements	Ezra Broman
Aug 16 2017	12417	Maysville Road Widening	Bob Widner
Aug 23 2017	76283	Water Pollution Control Plant East Network Ring Improvements	Jon Weirick
Aug 23 2017	0157U	2017 Public Sidewalk Curb Ramp Package	Ezra Broman
Aug 23 2017	0204S	Miscellaneous Construction Package South	Tim Byer
Aug 23 2017	0218S	Forest Ridge Sidewalk Connection	Holly Petzak
Aug 23 2017	0228A	Pavement Sealing	Holly Petzak
Aug 23 2017	0229T	Traffic Fiber Relocation	Kyle Winling
Aug 23 2017	104-8-23-17-1	Intent to sell vacant lot located at 2605 South Anthony Boulevard.	Dan Brenner
Aug 30 2017	66690	Three Rivers Filtration Plant Roofing Repairs Project.	Chris Ravenscroft
Aug 30 2017	76415	Water Pollution Control Plant Helical Pier Caps	John Clark
		September 2017	
Sept 13 2017	76293	Flaugh Road Phase II Septic Elimination	Michael Saadeh
Sept 13 2017	104-9-13-17-1	Approving and Adopting Modifications and Updates to the City Utilities Design Standards Manual	Kristen Buell
Sept 20 2017	0198S	4001-4011 South Wayne Avenue Curb & Sidewalk Improvements	Ezra Broman
Sept 20 2017	104-9-20-17-1	Approval of Tax Sale Agency Agreement.	Seth Weinglass
Sept 27 2017	104-9-27-17-1	Approval of banking services agreement between the City of Fort Wayne and Wells Fargo Bank. Compensation for services performed shall not exceed $99,000.00	Justin Brugger
Sept 27 2017	104-9-27-17-2	Approval of Agreement for Transition of Lock Box and Bill Printing Services between the City of Fort Wayne and STAR Financial Bank. Compensation shall be on a time and material basis and shall be a not-to-exceed fee of $100,000.00	Justin Brugger
Sept 27 2017	83513	Buesching Drive - North Drive - Reed Road Drainage Improvements	Emily Hauter
		October 2017	
Oct 4 2017	104-10-4-17-1	Release of public sanitary sewer located at 2775 Darlene Drive	DeWayne Nodine
Oct 4 2017	0223C	Woodhurst Addition, South Wayne Avenue: Roxbury Court to West Fairfax Avenue	Nick Rupley
Oct 4 2017	76344	WPCP Pond 3 Motor Control Center Improvements	Zach Katter

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Date	Imp Res #	Project name/Description	Presenter
November 2017			
Nov 1 2017	0015C	Lima Valley Concrete Street Repairs	Greg McDirmit
Nov 8 2017	0102C	Pine Valley/Windrift Addition, Phase II.	Greg McDirmit
Nov 8 2017	66705	Carbon Slurry Piping Improvements.	Steve Fickle
Nov 8 2017	104-11-8-17-1	Conveyance of certain real estate from the City of Fort Wayne to the Board of Park Commissioners of the City of Fort Wayne. Real estate is vacant property containing .392 acres located in the 500 Block of Columbia Street	Dan Brenner
Nov 8 2017	83458	Maplewood Park Storm Drainage Improvements.	Michael Saadeh
Nov 15 2017	76423	2017 Cured In Place Piping Package 1 - Small and Medium Diameter.	Eric Steinman
Nov 15 2017	104-11-15-17-1	To Accept Donation of Right of Way for Work Order #0241R, Smith Field Trail	Dawn Ritchie
Nov 15 2017	0268S	2018 Barrett Sidewalk Package A.	Nick Jarrell
Nov 15 2017	83554	Hadley Road Culvert Rehabilitation and Retaining Wall.	Eric Steinman
Nov 22 2017	76323	Water Pollution Control Plant Dechlorination Feed Point Improvements	Zach Katter
Nov 22 2017	104-11-22-17-1	Purchase of Vacant Lot from Allen County Community Development Corporation for the Lawrence Drain Flood Control project	Seth Wineglass
Nov 22 2017	104-11-22-17-2	Purchase of Vacant Lot from Indiana Michigan Power for the Quimby Village Drainage Improvements project.	Seth Wineglass
Nov 22 2017	83541	Sky Blue Storm Pipe Replacement	Charlie Cochran
Nov 29 2017	104-11-29-17-1	Approval of the advanced refunding by the City of Fort Wayne of outstanding 2010 Sewage Works Revenue Bonds and the associated costs of issuance	Justin Brugger
Nov 29 2017	0236D	Alley Reconstruction: West. Fourth Street, Third Street, Schilling Avenue, and Franklin Avenue	Ezra Broman
Nov 29 2017	76109	Flaugh Road Sanitary Sewer Improvements	Nathan Baggett
DECEMBER 2017			
Dec 6 2017	104-12-6-17-1	Approval of Agreement between the City of Fort Wayne and H.J. Umbaugh and Associates for Municipal Advisory Services for the Sewage Works Refunding Bonds of 2017	Justin Brugger
Dec 6 2017	0234D	North/South Alley - Gaywood, Spatz, Pettit, and McKinnie	Holly Petzak
Dec 6 2017	83452	Miscellaneous Storm Improvements Package.	Michael Saadeh
Dec 13 2017	104-12-13-17-1	Covington Creek Condominium Association Water System Dedication and Acceptance	DeWayne Nodine
Dec 13 2017	104-12-13-17-2	North Parking Lot Asphalt Renovation located at 307 Murray Street	Jolie Walker
Dec 13 2017	104-12-13-17-3	2018 Asphalt Cut Repair Services	John Clark
Dec 13 2017	76184	Morton Lift Station Improvements.	Paul Powers
Dec 13 2017	76280	Morton Lift Station Force Main	Paul Powers
Dec 20 2017	76384	3600 Block Leesburg Road Septic Elimination	Michael Saadeh
Dec 20 2017	104-12-20-17-1	Release of utilities & easement between the City Habitat for Humanity	DeWayne Nodine

Jan

IMPROVEMENT RESOLUTION NO. 0169C

FAIRFIELD CONCRETE STREET REHAB & STREETSCAPE
WORK ORDER NO. 0169C

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: **With new Curbs, walks and ADA ramps. And replacing damaged sections of the roadway. Also a complete new striping, creating bike lanes on Fairfield Avenue, from Jefferson Blvd. to Main St.**

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 25 day of January, 2017.

BOARD OF PUBLIC WORKS

Absent
Robert Kennedy, Chairman

Mike Avila
Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsay Richards
Lyndsay L. Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0193P

2017 DEAD TREE REMOVAL PROJECT
WORK ORDER NO. 0193P

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: Project will consist of the removal of 63 dead trees along the West Phase IV of the levee floodwall project.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 25 day of January, 2017.

BOARD OF PUBLIC WORKS

Absent
Robert Kennedy, Chairman

Mike Avila
Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey L. Richards
Lyndsey L. Richards, Clerk

A RESOLUTION OF THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, APPROVING THE PURCHASE OF 1748 HALE AVENUE FORT WAYNE, INDIANA

RESOLUTION NUMBER 104-1-18-17-1

WHEREAS, the City of Fort Wayne (the "City") has an ongoing program of purchasing properties critical to its Capital Improvement Program; and

WHEREAS, the property located at 1748 Hale Avenue in Fort Wayne, Indiana, being more particularly described in Exhibit "1" attached hereto (the "Real Property") is needed for the future construction of improvements in support of the Three Rivers Protection and Overflow Reduction Tunnel (3RPORT) Project; and

WHEREAS, the City wishes to purchase the Real Property from its owner, Jacqueline M. Carroll (the "Owner"); and

WHEREAS, the aforesaid Owner has voluntarily elected to sell the Real Property to the City; and

WHEREAS, the agreed purchase price for the Real Property is Twenty Five Thousand Dollars ($25,000.00); and

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF FORT WAYNE, INDIANA BOARD OF PUBLIC WORKS AS FOLLOWS:

SECTION 1. The purchase of the Real Property by the City of Fort Wayne, Indiana, for the total price of Twenty Five Thousand Dollars ($25,000.00) is hereby approved.

(Remainder of the page intentionally left blank—signature page to follow.)

EXHIBIT 1

PROPERTY OWNER NAME AND MAILING ADDRESS:

Landowners: Jacqueline M. Carroll
Mailing Address: 2419 Juliette Ave.
Fort Wayne, IN 46802

AFFECTED PROPERTY ADDRESS: 1748 Hale Ave., Fort Wayne, IN 46802 (inclusive of former property address "1752 Hale Ave (Beh)")

PROPERTY DESCRIPTION:

Tax Id Number: 02-12-10-335-007.000-074
Last Deed of Record: Recorder's Document no. 2008053286
Legal Description: Brackenridge 2nd South 300 of North 400 Feet Lot 13 in the City of Fort Wayne, Allen County, Indiana.

AND/INCLUDING

Tax ID Number: 02-12-10-401-002.000-074
Last Deed of Record: Recorder's Document no. 2010037008
[Re-recorded to correct description legal description in no. 2008053285]
Legal Description: The North 265 Feet of the parts of Lots 14 and 15, Brackenridge's Second Subdivision, lying south of the south line of Brown Street as recorded in the plats of Swinneys Out Lots in Plat Book 1, Page 66, and Electric Addition in Plat Book 5, page 85, in the Office of the Recorder of Allen County, Indiana.
** Except the North 114 thereof conveyed to the City of Fort Wayne in Deed Book 590, Page 78 as recorded in the Office of the Recorder of Allen County, Indiana.

AND/INCLUDING

Tax ID Number: 02-12-10-401-003.000-074
Last Deed of Record: Recorder's Document no. 2010019055
Legal Description: Lots Numbered 14 and 15 in Brackenridge's Second Subdivision in the City of Fort Wayne, except the North 265 feet thereof. All located in Allen County, Indiana.

APPROVED this 18th day of January, 2017.

BOARD OF PUBLIC WORKS

By: _____
Robert P. Kennedy, Chair

By: _____
Kumar Menon, Member

By: _____
Mike Avila, Member

Attest: _____
Lyndsey L. Richards, Clerk

Prepared by: Seth Weinglass, City of Fort Wayne, Program Manager, Capital Project Services

ACKNOWLEDGEMENT

STATE OF INDIANA)
) **SS**
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared Robert P. Kennedy, Kumar Menon, and Mike Avila, as Members of the Board of Public Works of the City of Fort Wayne, Indiana, and Lyndsey L. Richards, Clerk of the Board of Works, and acknowledged the execution of the foregoing resolution as and for their voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 18 day of January, 2017.

_____
Notary Public

My Commission Expires:

12/02/2020

Resident of Allen County

Lindsay K Haggerty
Printed Name of Notary

Lindsay K Haggerty
Notary Public Seal State of Indiana
Allen County
My Commission Expires 12/02/2020

IMPROVEMENT RESOLUTION NO. 12417

Maysville Road Utility Duct System
WORK ORDER NO. 12417

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: **The underground utility infrastructure on Maysville Road. To get ready for the Maysville Widening Project**

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 18 day of January, 20 .

BOARD OF PUBLIC WORKS

Robert Kennedy, Chairman

Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsay L. Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0189T

2017 SIGNAL UNDERGROUND CONTRACT
WORK ORDER NO. 0189T

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: **Install underground signal infrastructure at various locations throughout the City of Fort Wayne including constructing signal pole foundations and boring conduit for signal operations.**

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 18 day of January, 2017.

BOARD OF PUBLIC WORKS

Robert Kennedy, Chairman

Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey L. Richards, Clerk

IMPROVEMENT RESOLUTION NO. 104-1-11-17-1

Residential Solid Waste Collection / Residential Recycle Collection & Processing Contracts

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

It is the intent of the City of Fort Wayne to provide its residents a comprehensive integrated municipal solid waste and recycling management service consisting of a weekly pickup from each dwelling unit of refuse and a bi-weekly collection of recyclables. Collection service is to be based upon total collection to be from all residential dwelling units within the boundaries of the City and as specified. Recycle processing shall be based upon tons processed.

Adopted this 11th day of January 2017.

BOARD OF PUBLIC WORKS

Robert Kennedy, Chairman

Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards

Lyndsey Richards, Clerk

ST. JOE INTERCEPTOR SEWER REPAIR
WORK ORDER NO. 76078

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

The Contractor shall furnish all labor, materials, supplies, and equipment required to perform the following:

Installation of approximately 30 LF of 3'x2' box culvert, riprap, and associated grading to protect and armor an exposed portion of the St. Joe sanitary sewer interceptor from stormwater erosion south of Rio Canyon Run.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, **St. Joe Interceptor Sewer Repair.**

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Public Works will acquire the property rights described in Attachment "A" (Property Acquisition Summary Sheet).

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $197,000.00.

APPROVED THIS 11 DAY OF January, 2017.

BOARD OF PUBLIC WORKS

BY: _____
Robert P. Kennedy, Chairman

BY: _____
Mike Avila, Member

BY: _____
Kumar Menon, Member

ATTEST: _____
Lyndsey Richards, Clerk

THREE RIVERS FILTRATION PLANT SLUDGE COLLECTOR IMPROVEMENTS
66610

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

The work is generally consists of demolishing existing steel sludge collector rails and brackets, and installing new, 316 stainless steel rails and brackets.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, Plant 2 Sludge Collector Rail Replacement.

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Water Utility.

Declares the project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associated with this project.

Declares the engineer's estimate of the project's total cost is $250,000.

APPROVED THIS 11 DAY OF January, 2017.

BOARD OF PUBLIC WORKS

BY: _____
Robert P. Kennedy, Chairman

BY: _____
Mike Avila, Member

BY: _____
Kumar Menon, Member

ATTEST: _____
Lyndsey Richards, Clerk

Straub Monument Property Demolition
RESOLUTION NO. 76246

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

The CONTRACTOR shall furnish all labor, materials, supplies, and equipment required to perform the following:

> This project will include the demolition of two buildings at 502 Glasgow Avenue, clear and grub as necessary for demolition and site restoration. The property is improved with an approximately 9,380 square foot industrial building and a 384 square foot office building. Site restoration will be completed in order to provide adequate staging areas for future construction projects.

Said improvements with all their appurtenances shall be constructed in accordance with the drawings and specifications titled, Straub Monument Property Demolition.

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Wastewater Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Public Works will acquire the property rights described in Attachment "A" (Property Acquisition Summary Sheet).

States there are costs of $189,500.00 for the purchase of property associated with this project.

Declares the engineer's estimate of the project's total cost is $415,000.00.

APPROVED THIS 4 DAY OF January, 2017.

BOARD OF PUBLIC WORKS

BY: _____
Robert P. Kennedy, Chairman

BY: Mike Avila
Mike Avila, Member

BY: _____
Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey Richards, Clerk

IMPROVEMENT RESOLUTION NO. 12418

MAYSVILLE ROAD, LANDIN ROAD AND TRIER ROAD ROUNDABOUT
WORK ORDER NO. 12418

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: **MAYSVILLE ROAD, LANDIN ROAD, AND TRIER ROAD ROUNDABOUT** as follows: **Improve the project corridor in accordance with the bid document and drawings.**

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 4 day of January, 2017

BOARD OF PUBLIC WORKS

Robert Kennedy, Chairman

Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey L. Richards, Clerk

2017-2018 CURED IN PLACE PIPE (CIPP) PREQUALIFICATION
REQUEST FOR QUALIFICATIONS (RFQ)
Resolution No. 104-1-4-17-1

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Whereas, City Utilities Engineering has defined reasonable benchmarks of experience and quality for which all contractors wanting to utilize Cured In Place Pipe (CIPP) technology within our jurisdiction should be able to meet and surpass; and

Whereas, the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area; and

Whereas, this project is of public utility benefit; and

Whereas, numerous CIPP projects are planned to be competitively bid and constructed in the 2017 and 2018 calendar years; and

Whereas, the Board of Public Works resolves that it is in our customer's best interest and the Utility's best interest, that we continue to allow only qualified bidders to bid on these type of specialized rehabilitation projects.

APPROVED THIS 4 DAY OF January, 2017.

BOARD OF PUBLIC WORKS

BY: _____
Robert P. Kennedy, Chairman

BY: Mike Avila
Mike Avila, Member

BY: _____
Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey Richards, Clerk

A RESOLUTION OF THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, ACQUIRING CERTAIN REAL PROPERTY FOR USE BY THE CITY OF FORT WAYNE, INDIANA, TO FACILITATE THE BRANSTRATOR PRESSURE CONTROL STATION PROJECT

RESOLUTION NUMBER 104-1-4-17-2

WHEREAS, the water distribution system formerly owned by Aqua Indiana, serving southwest Fort Wayne and surrounding communities, is now owned by the City of Fort Wayne, Indiana (the "City");

WHEREAS, the City has integrated the assets of the City's existing water distribution system to the system formerly owned by Aqua Indiana, so as to better serve the users of the former Aqua Indiana system, and so as to better protect the public health, welfare and property of the users of the former Aqua Indiana system; and

WHEREAS, such utility integration includes a new water main along Branstrator Road and Ellison Road in Fort Wayne, and in service of such improvements, it is necessary to purchase a piece of a property, depicted and described in Exhibit 1 attached hereto, located at the southeast corner of Lower Huntington Road and Branstrator Road, the location of a valve and metering station that adjusts water flow, on which the City presently owns an easement (the "Property"); and

WHEREAS, the City wishes to purchase a fee simple interest in the Property to better serve its equipment and interests in that location, and the owners of the Property, Paul and Margaret Eickhoff, have voluntarily agreed to sell the Property to the City, such parties having agreed on a purchase price of $10,000.00; and

WHEREAS, City Ordinance section 37.25 requires all real estate acquisitions to be approved by the Common Council for the City of Fort Wayne.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, AS FOLLOWS:

Finding that this project is of benefit to the public, the purchase of a fee simple interest in the Property by the City of Fort Wayne, Indiana, for the price of $10,000.00 is hereby

APPROVED this 4th day of January, 2017.

BOARD OF PUBLIC WORKS

By: _____
Robert P. Kennedy, Chair

By: _____
Kumar Menon, Member

By: _____
Mike Avila, Member

Attest: _____
Lyndsey L. Richards, Clerk

Prepared by: Seth Weinglass, City of Fort Wayne, Program Manager, Capital Project Services

ACKNOWLEDGEMENT

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared Robert P. Kennedy, Kumar Menon, and Mike Avila, as Members of the Board of Public Works of the City of Fort Wayne, Indiana, and Lyndsey L. Richards, Clerk of the Board of Works, and acknowledged the execution of the foregoing resolution as and for their voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 3 day of January, 2017.

_____
Notary Public

Resident of Allen County

Lindsay K Haggerty
Printed Name of Notary

My Commission Expires:

12/02/2020

Lindsay K Haggerty
Notary Public Seal State of Indiana
Allen County
My Commission Expires 12/02/2020

EXHIBIT 1

PROPERTY OWNER NAMES AND MAILING ADDRESSES:

Landowners: Paul and Margaret Eickhoff
Mailing Address: 7330 Ferguson Rd.
Fort Wayne, IN 46809

AFFECTED PROPERTY ADDRESS: 9125 Branstrator Road, Fort Wayne, IN 46809

LAST DEED OF RECORD: Deed Book 722, page 583

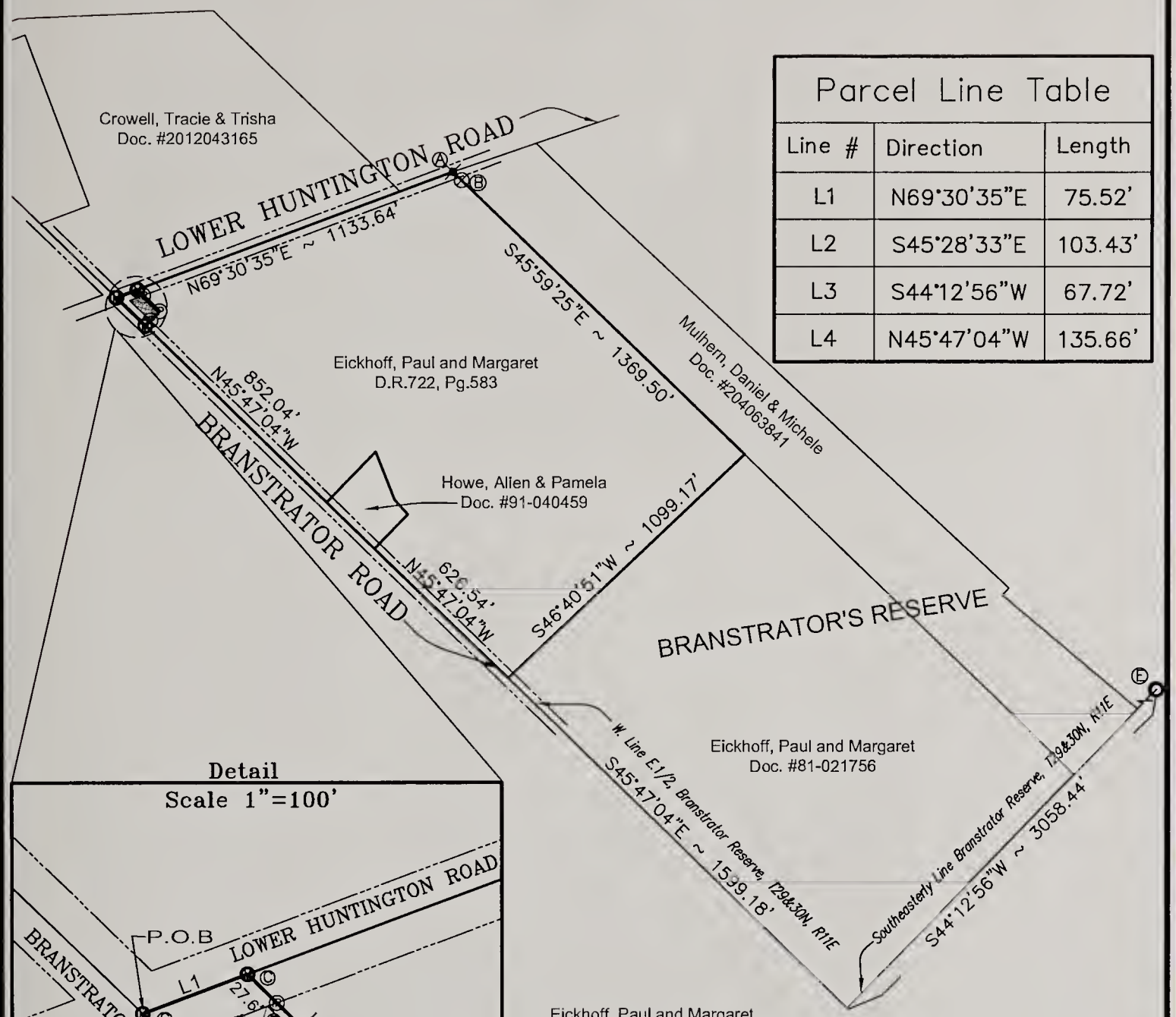
INTEREST TO BE ACQUIRED: Fee simple in 0.187 of an acre of the above 40.27 acre parcel (legal description and drawing attached).

CERTIFIACTE OF SURVEY

613 W. Brackenridge Street
Fort Wayne, IN 46802
Phone: (260) 755-5993
Fax: (888) 808-4177

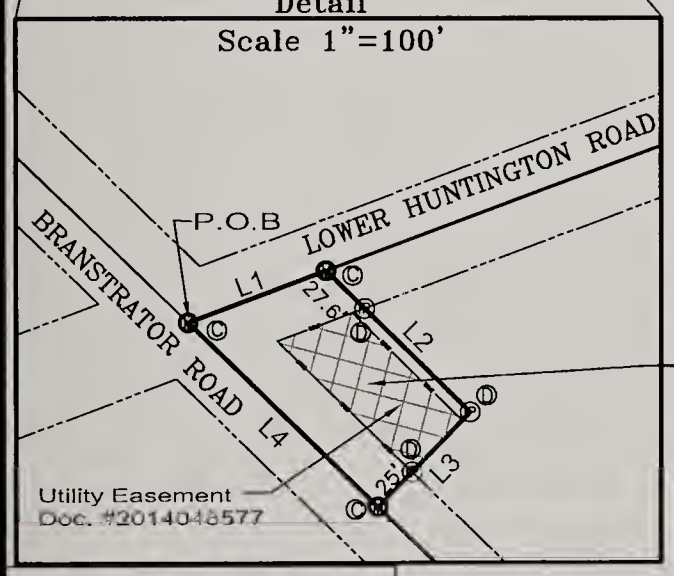
APEX Consulting & Surveying

Nana A. Opoku, PLS No. LS21200012



Parcel Line Table		
Line #	Direction	Length
L1	N69°30'35"E	75.52'
L2	S45°28'33"E	103.43'
L3	S44°12'56"W	67.72'
L4	N45°47'04"W	135.66'

Detail
Scale 1"=100'



Eickhoff, Paul and Margaret
D.R.722, Pg.583

8,132 S.F.
0.187 Acres

NANA A. OPOKU
REGISTERED
No.LS21200012
STATE OF INDIANA
LAND SURVEYOR

I hereby certify that to the best of my knowledge and belief this plat represents a survey conducted under my supervision in accordance with Title 865 IAC, Article 1, Rule 12, Section 1 thru 30.

Legend

P.O.B. - Point of Beginning
P.B. - Plat Book
Prop. - Proposed
Temp. - Temporary

- (A) – RR. Spike Fnd
- (B) – 1–1/4" Pipe Fnd
- (C) – Mag Nail Set
- (D) – 5/8" Rebar Set W/"OPOKU" id Cap
- (E) – 2" Dia. Steel Post Found

Nana A. Opoku, PLS No. 21200012

IN WITNESS WHEREOF, I hereunto place my hand and seal this 20th day of July, 2016.
Job No. 14060076 - Revised December 15, 2016

"I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law."
Nana A. Opoku

Property Address:
9125 Branstrator Road
Fort Wayne, IN 46809

County: Allen
Branstrator's Reserve
Township 29 & 30 N
Range 11 E

NORTH
SCALE - FEET
HORIZONTAL 1"= 500'
0 250 500

LEGAL DESCRIPTION
0.187 Acres

Part of the East Half of the Branstrator Reserve in Township 29 and 30 North, Range 11 East of the Second Principal Meridian, in Allen County, Indiana, more particularly described as follows:

BEGINNING at a mag nail set at the intersection of the West line of the East Half of said Branstrator Reserve with the centerline of Lower Huntington Road as established by Deed Record 722, page 583 in the Office of the Recorder of Allen County, Indiana; thence North 69 degrees 30 minutes 35 seconds East (State Plane Bearing and the basis of bearings to follow) along the centerline of said Lower Huntington Road, a distance of 75.52 feet to a mag nail set; thence South 45 degrees 28 minutes 33 seconds East, a distance of 103.43 feet to a 5/8-inch rebar with "OPOKU" identification cap set; thence South 44 degrees 12 minutes 56 seconds West, a distance of 67.72 feet to a mag nail set on the West line of the East Half of said Branstrator Reserve; thence North 45 degrees 47 minutes 04 seconds West along said West line and within the right-of-way of Branstrator Road, a distance of 135.66 feet to the Point of Beginning. Containing 0.187 Acres (8,132 square feet) more or less. Subject to easements of record.

613 W. Brackenridge Street
Fort Wayne, IN 46802
Phone: 260-755-5993
Fax: 888-808-4177
Email: Info@apexsurveying.net

SURVEYOR'S REPORT

In accordance with Title 865, Article 1, Rule 12, Section 1 through 30 of the Indiana Administrative Code, the following opinion is submitted regarding the various uncertainties in the locations of the lines and corners established on this parcel as a result of: a) Variances in the reference monuments; b) Discrepancies in the record descriptions and plats; c) Inconsistencies in lines of occupation; d) Relative Positional Accuracy;

An electronic total station and data collector were used to collect data for physical location of pavement and parcel corner monumentation was accomplished employing the total station using standard radial surveying techniques and dual GPS receivers. The bearing used as basis for this survey was derived by dual frequency GPS receivers connected to INDOT CORS Network.

INTENT: The purpose of this survey is to create a 0.187 acre tract from an existing tract described in Deed Record 722, page 583 situated in the East Half of the Branstrator Reserve in Township 29 and 30 North, Range 11 East, Allen County, Indiana as recorded in the Office of the Recorder of Allen County, Indiana. This survey was completed without the benefit of a title commitment. A complete title search may reveal facts that may change portions of this survey. Client has requested we provide a retracement survey of said 0.187 acres.

AVAILABILITY AND CONDITION OF REFERENCE MONUMENTS:

In our field research for this survey, we located a sufficient number of adjacent monuments (as shown on the graphic segment of this survey), which in our opinion, provided us with enough data to verify or reestablish the deed location of the subject property relative to the applicable found and accepted as adjacent deed boundaries. Unless noted otherwise on this survey, all found monuments are flush with the ground, in good material condition and firmly set in the ground. Various sized monuments were found during the course of this survey as shown on sheet no. 1. We have no documented history for these monuments except as noted. The following monumentations were accepted as the best available evidence of the location of Public Land System corners: None

THEORY OF LOCATION:

Found monuments and record descriptions were used to establish the parent tract. The centerline of Lower Huntington Road and Branstrator Road were held as the Northerly and Westerly lines of the subject tract. The remaining lines were established during this survey. It is my opinion that the uncertainty associated with these corners is 0.5 feet based on the monuments found relative to now established boundary line.

A) Discrepancies in the record descriptions and plats:
There are no apparent discrepancies in the record deeds in this area. Copies of the documents shown on sheet no.1 were reviewed and used in the completion of this survey.

B) Occupation or Possession lines:
Items, such as fences, indicating occupation or possession lines, are shown on the graphic portion of this survey with dimensions indicating their position relative to the lines and corners of this survey. The dimensions are given to the nearest tenth of a foot to illustrate the difference of the inconsistencies between said occupation or possession lines with the deed or plat line(s). Any uncertainty associated with these items is limited to the significant figures indicated by the dimensions.

C) Relative Positional Accuracy:
The calculated Relative Positional Accuracy due to random errors in measurement of the corners of this survey is within the specifications for a Rural Survey as defined in IAC 865

There are no front yard, side yard or rear yard setbacks given on the record deed and written evidence of setbacks has not been provided to this office as required by State Statute 865 IAC 1-12-13 (12) & (13).

"I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security Number in this document, unless required by law" Nana Opoku

613 W. Brackenridge Street
Fort Wayne, IN 46802
Phone: 260-755-5993
Fax: 888-808-4177
Email: Info@apexsurveying.net

Feb

A RESOLUTION OF THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA APPROVING THE COURT DEPOSIT OF FUNDS IN AN AMOUNT DETERMINED BY THE COURT-APPOINTED PANEL OF APPRAISERS TO TAKE POSSESSION OF CERTAIN REAL PROPERTY BY WAY OF JUDICIAL CONDEMNATION FOR USE BY THE CITY OF FORT WAYNE, INDIANA FOR THE CONSTRUCTION OF THE THREE RIVERS PROTECTION AND OVERFLOW REDUCTION TUNNEL

RESOLUTION NUMBER 104-2-22-17-1

WHEREAS, the City of Fort Wayne, City Utilities, has undertaken to exercise its power of eminent domain to acquire a fee simple interest in certain real property, located at 800 Glasgow Avenue, in Fort Wayne, Indiana, more particularly described and depicted in Exhibit 1 attached hereto (the "Property"), using the process of judicial condemnation set forth by Indiana Code section 32-24-1; and

WHEREAS, acquiring the Property will facilitate the Three Rivers Protection and Overflow Reduction Tunnel ("3RPORT") project, by serving as the location of a working shaft that will be the base of operations for the 3RPORT tunneling contractor to launch the tunnel boring machine and construct the tunnel; and

WHEREAS, the 3RPORT project is needed to bring the City into compliance with the Consent Decree that the City entered into with the U.S. Environmental Protection Agency, the U.S. Department of Justice, and the Indiana Department of Environmental Management to implement a combined sewer overflow long-term control plan; and

WHEREAS, the City has exhausted all legal prerequisites required by Indiana Code sections 32-24-1-4 et seq. for the condemnation of the Property, and has filed a pair of complaints (one for each parcel being acquired) for condemnation in the Allen Circuit Court, causes numbered 02C01-16-04-PL-00218 and 02C01-16-03-PL-000158, consolidated for hearing by the Court (the "Condemnation Action"); and

WHEREAS, the Court conducted a bench trial to receive and consider evidence of the property owner defendants' statutory objections to the Condemnation Action, and thereafter issued a set of interlocutory orders overruling all such objections, and the defendants' time for filing an appeal from such interlocutory orders has passed; and

WHEREAS, the Court has appointed a panel of disinterested appraisers, per Indiana Code sections 32-24-1-9 et seq., to assess the fair market value of the Property and its improvements, as well as damages (less any benefits) to the defendants and any other affected persons resulting from the City's proposed construction on the Property; and

WHEREAS, the total amount of the valuations determined by the panel of Court-appointed appraisers pursuant to such legal process (as reflected by the two Reports of Appraisers dated February 9, 2017, attached as Exhibit 2 and incorporated herein by this reference) is **$272,500.00** (the " Combined Assessed Value"); and

WHEREAS, pursuant to Indiana Code section 32-24-1-10, depositing the amount of the Combined Assessed Value, payable by two separate checks in the respective amounts of $20,000 and $252,000, to the Clerk of the Allen Circuit Court, will allow the City to take possession of the Property and begin construction of the 3RPORT working shaft.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, AS FOLLOWS:

The deposit of City funds, in the amount of the Combined Assessed Value as determined by the Court-appointed panel of appraisers in the Condemnation Action, to be paid by two separate checks in the respective amounts of $20,000 and $252,000 to the Clerk of the Allen Circuit Court, in order to take possession of the Property for construction of the 3RPORT project, is hereby

APPROVED this 22 day of February, 2017.

(SIGNATURES BEGIN ON NEXT PAGE)

(REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK)

BOARD OF PUBLIC WORKS

By: _____
Robert P. Kennedy, Chair

By: _____
Kumar Menon, Member

By: Absent
Mike Avila, Member

Attest: _____
Lyndsey Richards, Clerk

Prepared by: Seth Weinglass, City of Fort Wayne, Program Manager, Capital Project Services

ACKNOWLEDGEMENT

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared Robert P. Kennedy, Kumar Menon, and Mike Avila, as Members of the Board of Public Works of the City of Fort Wayne, and Lyndsey Richards, Clerk of the Board of Works, and acknowledged the execution of the foregoing contract as and for their voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 22 day of February, 2017.

_____
Notary Public

My Commission Expires:

12/02/2020

Resident of Allen County

Lindsay K. Haggerty
Printed Name of Notary

Lindsay K Haggerty
Notary Public Seal State of Indiana
Allen County
My Commission Expires 12/02/2020

PROPERTY OWNER NAMES AND MAILING ADDRESSES:

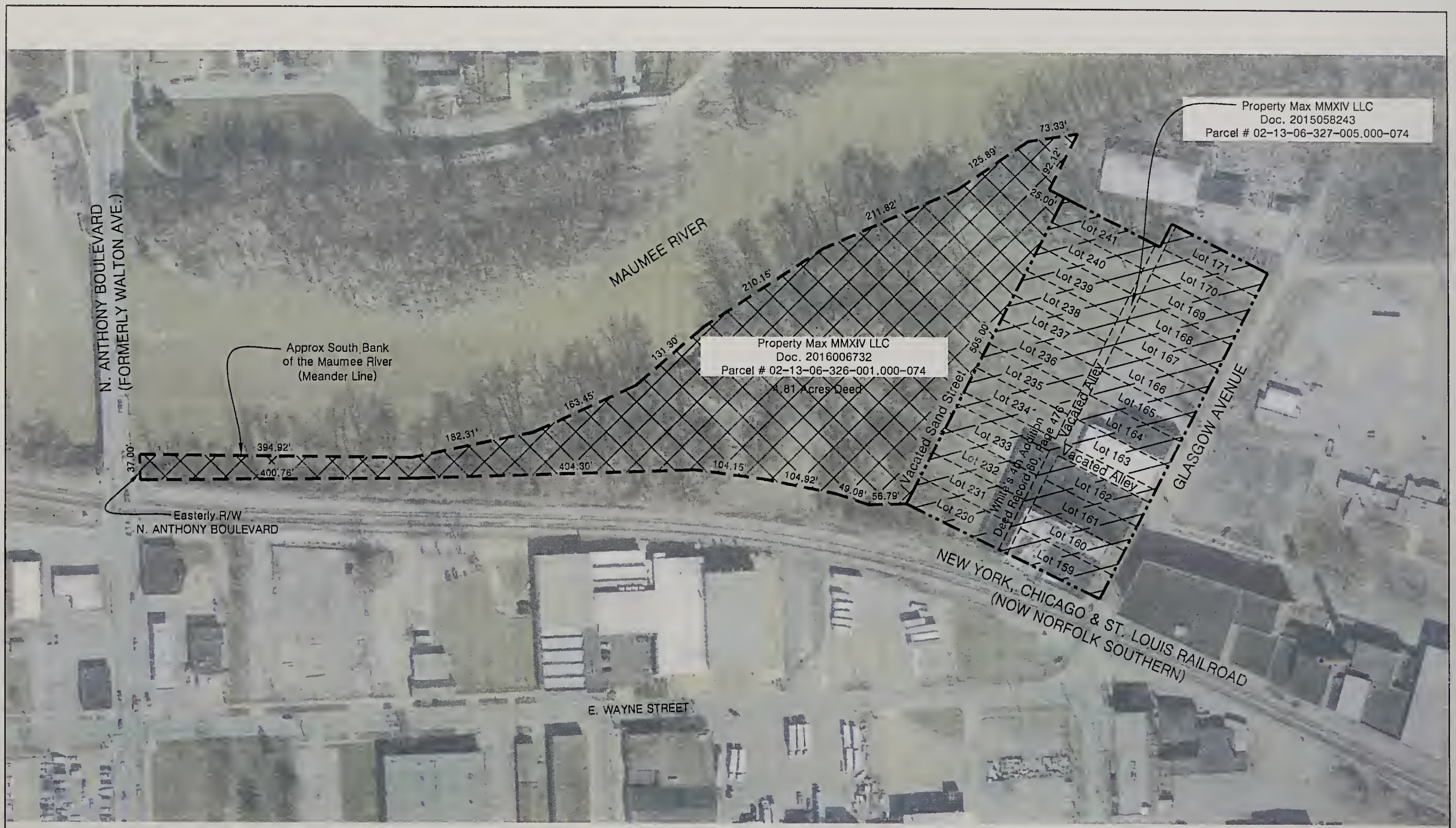
Landowners: Property Max MMXIV LLC
Mailing Address: 2042 Broadway
Fort Wayne, IN 46802

AFFECTED PROPERTY ADDRESS: 800 Glasgow Ave., Fort Wayne, IN 46803

LAST DEEDS OF RECORD:

Allen County Recorder's deed reference numbers:
2015058243 (Tax parcel no. 02-13-06-327-005.000-074)
2016006732 (Tax parcel no. 02-13-06-326-001.000-074)
[Scale drawing and full legal descriptions attached on following pages.]

INTERESTS TO BE ACQUIRED: Fee simple for all of both lots.



Complaints for Condemnation

Cause No. 02C01-16-04-PL000216

Cause No. 02C01-16-03-PL000156

This drawing was prepared by GAI Consultants under the direction of David G. Croft P.S., and is based on deed and plat records only and does not represent a survey performed on the ground. This drawing is not intended to be represented as a retracement or original boundary survey, a route survey, or a Surveyor Location Report.

7-19-2016

NORTH

GRAPHIC SCALE

(IN FEET)
1 inch = 60 ft.

REVISIONS			
No.	Date		Approved by

DAVID G. CROFT
REGISTERED
NO. LS20200031
STATE OF
INDIANA
LAND SURVEYOR

Design by	
Drawn by	MWM
Checked by	DGC
Date	JULY 2016
Job No.	D151715.05
Division Head	SH

gai consultants
1502 MAGNAVOX WAY
FORT WAYNE, IN 46804
260.969.8600 • Fax 260.969.8688

3RPORT PROJECT
FORT WAYNE, INDIANA

PROPERTY EXHIBIT

Scale: 1" = 60'

Drawing No. Exhibit

Sheet 1 Of 1

EXHIBIT "A"

Lots Numbered 159 thru 170, inclusive, and the South 38 feet of Lot Number 171, and Lots numbered 230 thru 241, inclusive, together with the vacated North-South alley that lies between Lots numbered 159 to 168 and Lots numbered 230 to 239, and the vacated East-West alley that lies between Lot Number 162 and Lot Number 163 and Lot Number 233 and Lot Number 234, as vacated by Declaratory Resolution 686-1936 and the vacated alley that lies between Lots numbered 168 and 169 and Lots numbered 239 and 240 and the vacated alley that lies between Lots numbered 169 and 170 and 240 and 241 and the East half of vacated alley adjoining Lot Number 171 on the West as vacated by General Ordinance No. G-23-77, all in White's Fourth Addition to the City of Fort Wayne, according to the plat thereof, as recorded in Deed Record 60, page 476.

Together With:

A parcel of land located in the Southwest Quarter of Section 6, Township 30 North, Range 13 East, Allen County, Indiana, lying West of White's Fourth Addition to the City of Fort Wayne, North of the New York, Chicago and St. Louis railroad (now the Norfolk & Western railroad), South of the Maumee River and East of Walton Avenue (now Anthony Boulevard), more particularly described as follows, to-wit:

Beginning at the Northwest corner of Lot Number 241 in White's Fourth Addition to the City of Fort Wayne, as recorded in Deed Record 60, page 476, Allen County Recorder's Office; thence Southerly along the East right-of-way line of vacated Sand street in said addition (said Sand street vacated 6/77 by General Ordinance G-23-77), a distance of 505.00 feet to the Southwest corner of Lot Number 230 in said addition; thence Westerly by a deflection right of 61 degrees 41 minutes 16 seconds, a distance of 56.79 feet to a point on the Northerly right-of-way line of the Norfolk & Western railroad (formerly the New York, Chicago & St. Louis railroad); thence along said right-of-way as found on station map lands, the N.Y.C. & St. L.R.R. Co., Fort Wayne Div., Sta. 19439+20 to Sta. 19465+60, dated December 31, 1927, sheet S-L2A of V-2, Ind., by a deflection right of 20 degrees 14 minutes 25 seconds, a distance of 49.08 feet; thence continuing along said right-of-way by a deflection left of 7 degrees 48 minutes 39 seconds, a distance of 104.92 feet, thence continuing along said right-of-way by a deflection left of 3 degrees 40 minutes 50 seconds, a distance of 104.15 feet; thence continuing along said right-of-way by a deflection left of 9 degrees 28 minutes 05 seconds, a distance of 404.30 feet; thence continuing along said right-of-way by a deflection right of 1 degree 22 minutes 21 seconds, a distance of 400.76 feet to a point on the Easterly right-of-way line of Anthony Boulevard (formerly Walton Avenue), as now established; thence Northerly along said East right-of-way line of Anthony Boulevard by a deflection right of 88 degrees 14 minutes 24 seconds, a distance of 37.00 feet to a point on the South bank of the Maumee River; thence Easterly along a meander line along the South bank of said river by a deflection right 92 degrees 45 minutes 18 seconds, a distance of 394.92 feet to an iron pin set (all iron pins set by this survey are 1/2 inch diameter by 18 inches long); thence continuing along a meander line by a deflection left of 12 degrees 26 minutes 08 seconds, a distance of 182.31 feet to an iron pin set; thence continuing along a meander line by a deflection left of 12 degrees 58 minutes 39 seconds, a distance of 163.45 feet to an iron pin set; thence continuing along a meander line by a deflection left of 16 degrees 06 minutes 39 seconds, a distance of 131.30 feet to an iron pin set; thence continuing along a meander line by a deflection right of 7 degrees 38 minutes 41 seconds, a distance of 210.15 feet to an iron pin set; thence continuing along a meander line by a deflection right of 9 degrees 35 minutes 18 seconds, a distance of 211.82 feet to an iron pin set; thence continuing along a meander line by a deflection left of 10 degrees 50 minutes 29 seconds, a distance of 125.89 feet; thence continuing along a meander line along said South river bank by a deflection right of 25 degrees 49 minutes 54 seconds, a distance of 73.33 feet to a point on the centerline of vacated Sand street; thence Southerly along the centerline of said vacated sand street by a deflection right of 125 degrees 57 minutes 52 seconds, a distance of 92.12 feet to an iron pin set on the Westerly extension of the North line of Lot Number 241 and 25.00 feet West of the Northwest corner of said Lot Number 241; thence Easterly by a deflection left of 90 degrees 00 minutes, a distance of 25.00 feet to the point of beginning, containing 4.81 acres of land, more or less.

Allen County Recorder Document #: 2013002722
Allen County Recorder Document #: 2016006732

EXHIBIT 2
Valuation Reports

2/13/2017 2:49 PM Scanned

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

IN THE ALLEN CIRCUIT COURT

CAUSE NO. 02C01-1604-PL-218

CITY OF FORT WAYNE, INDIANA)
)
Plaintiff,)
)
)
vs.)
)
PROPERTY MAX MMXIV, LLC) "Bare Land Parcel"
OLD NATIONAL BANCORP,)
d/b/a OLD NATIONAL BANK,)
BNY MELLON CAPITAL MARKETS,)
LLC, as successor in interest to NEW)
YORK TRUST CO., and WELLS)
FARGO BANK, N.A.,)
)
Defendants.)

FILED
FEB 10 2017
CIVIL DIVISION

REPORT OF APPRAISERS

The undersigned appraisers, being duly appointed, sworn and instructed by the Court, have honestly, fairly and impartially assessed the total amount of just compensation due Defendant in this case as follows:

1. On April 26, 2016, the fair market value of the interest of the land taken by the Plaintiff in this case was twenty thousand dollars. $20,000

2. On April 26, 2016, the fair market value of the improvements, if any, of the land taken by Plaintiff in this case was zero dollars. $0

3. Total just compensation, which includes residue damages plus damages resulting from construction of the proposed improvements, amounts to twenty thousand dollars. $20,000

1. _____ Dated: 2/9/17

Verne V. Mitchell, III, MAI
Indiana Certified General Appraiser
License Number CG69100097

202 West Berry Street, Suite 240
Fort Wayne, IN 46802

2. _____ Dated: 2/9/17

Roger L. Koehlinger
License Number AB14003847

1021 South Calhoun Street
Fort Wayne, IN 46802

3. _____ Dated: 2/9/17

Daniel J. Kruse
Indiana Certified General Appraiser
License Number CG6910092

1910 St. Joe Center Road, Suite 64
Fort Wayne, IN 46825

2/13/2017 2:50 PM Scanned

STATE OF INDIANA)		IN THE ALLEN CIRCUIT COURT
) SS:		
COUNTY OF ALLEN)		CAUSE NO. 02C01-1603-PL-158
CITY OF FORT WAYNE, INDIANA)		
)		
Plaintiff,)		
)		
)		
vs.)		
)		
PROPERTY MAX MMXIV, LLC,)	"Building Parcel"	
)		
Defendants.)		

FILED
CENTRAL SERVICES DIVISION
FEB 10 2017
ISSUED ELECTRONICALLY
CLERK ALLEN CIRCUIT COURT
ALLEN COUNTY, INDIANA

REPORT OF APPRAISERS

The undersigned appraisers, being duly appointed, sworn and instructed by the Court, have honestly, fairly and impartially assessed the total amount of just compensation due Defendant in this case as follows:

1. On March 23, 2016, the fair market value of the interest of the land taken by the Plaintiff in this case was thirty two thousand five hundred dollars. $32,500

2. On March 23, 2016, the fair market value of the improvements, if any, of the land taken by Plaintiff in this case was two hundred twenty thousand dollars. $220,000

3. Total just compensation, which includes residue damages plus damages resulting from construction of the proposed improvements, amounts to two hundred fifty two thousand five hundred dollars. $252,500

1. _____ Dated: 2/9/17

Verne V. Mitchell, III, MAI
Indiana Certified General Appraiser
License Number CG69100097

202 West Berry Street, Suite 240
Fort Wayne, IN 46802

2. _____ Dated: 2/9/17

Roger L. Koehlinger
License Number AB14003847

1021 South Calhoun Street
Fort Wayne, IN 46802

3. _____ Dated: 2/9/17

Daniel J. Kruse
Indiana Certified General Appraiser
License Number CG6910092

1910 St. Joe Center Road, Suite 64
Fort Wayne, IN 46825

EMERGENCY RESOLUTION NUMBER 104-2-22-17-2
CLINTON & DUCK COMBINED SEWER EMERGENCY REPAIR

WHEREAS, a section of an existing 42"combination brick sewer is severely deteriorated and partially collapsed near the intersection of S. Clinton St. and Duck St. and;

WHEREAS, said deterioration could not reasonably be foreseen and requires immediate action to return the sewer to normal flow capacity, and;

WHEREAS, repair of the 42" brick sewer is beyond the capability of the Water Pollution Control Maintenance Department to perform, and;

WHEREAS, Bercot Inc., T&E Inc., Ironclad Excavating., API Inc., Bunn Inc. and Fleming Excavating are invited to submit quotes on the repair, and;

WHEREAS, the cost of said repairs could exceed Twenty FiveThousand Dollars and Zero Cents, ($25,000.00).

NOW, THEREFORE, the Board of Public Works hereby declares an emergency exists for said sewer repairs and orders the Purchasing Department to issue and **EMERGENCY PURCHASE ORDER TO THE CONTRACTOR CHOSEN FOR SAID REPAIRS.**

APPROVED this 22 day of February, 2017.

BOARD OF PUBLIC WORKS

By _____
Robert P. Kennedy, Chair

By Absent
Mike Avila, Member

By _____
Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey Richards, Clerk

DEER HOLLOW LIFT STATION ODOR CONTROL IMPROVEMENTS
RESOLUTION NO. 76106

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

This project will consist of the installation of a Bioxide chemical dosing system at Deer Hollow Lift Station, burying conduit at the station, and regrading of gravel in select areas.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, Lift Station Odor Control Improvements.

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility Revenue Bond.

Declares the project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $55,000.00.

APPROVED THIS 22 DAY OF February, 2017.

BOARD OF PUBLIC WORKS

BY: _____
Robert P. Kennedy, Chairman

BY: Absent
Mike Avila, Member

BY: _____
Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0197P

FLOOD CONTROL STOP LOG SERVICE
WORK ORDER NO. 0197P

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: stop log structures service through maintenance, assembly and disassembly of the levee systems 10 stop log strucures.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 22 day of February, 2017.

BOARD OF PUBLIC WORKS

Robert Kennedy, Chairman

Absent

Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey L. Richards

Lyndsey L. Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0189T

2017 SIGNAL UNDERGROUND CONTRACT
WORK ORDER NO. 0189T

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: **Install underground signal infrastructure at various locations throughout the City of Fort Wayne including constructing signal pole foundations and boring conduit for signal operations.**

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 22 day of February, 2017.

BOARD OF PUBLIC WORKS

Robert Kennedy, Chairman

Absent

Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards

Lyndsey L. Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0062C

COLDWATER ROAD CONCRETE STREET REHABILITATION
WORK ORDER NO. 0062C

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: This project will involve the rehabilitation of Coldwater Road from Coliseum Boulevard to Washington Center Rd in northern Fort Wayne. The project will include rehabilitation of the existing concrete pavement and resurfacing with hot mix asphalt. The existing road section shall be turned into dual through travel lanes in each direction, a slotted center turn lane, new 5 foot sidewalk where needed, and approximately 6 foot park strips. New 6" inch curbing shall be included where needed. All pedestrian infrastructures shall be brought up to current Public Right-of-Way Accessibility Guidelines by adding ADA curbramps, sidewalks and curbface walk. New concrete approaches for commercial, residential and alley will be installed where needed. The storm sewer will be improved by installing turnouts into green space by creating bioswales with subsurface drainage, trees and filtering vegetation. There will be additional pavement markings and the traffic signals shall be modernized as noted. All work shall be constructed within the current right of way section.
Rd
All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 22 day of February, 2017.

BOARD OF PUBLIC WORKS

Robert Kennedy, Chairman

Absent
Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey L. Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0062C

COLDWATER ROAD CONCRETE STREET REHABILITATION
WORK ORDER NO. 0062C

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: This project will involve the rehabilitation of Coldwater Road from Coliseum Boulevard to Washington Center Rd in northern Fort Wayne. The project will include rehabilitation of the existing concrete pavement and resurfacing with hot mix asphalt. The existing road section shall be turned into dual through travel lanes in each direction, a slotted center turn lane, new 5 foot sidewalk where needed, and approximately 6 foot park strips. New 6" inch curbing shall be included where needed. All pedestrian infrastructures shall be brought up to current Public Right-of-Way Accessibility Guidelines by adding ADA curbramps, sidewalks and curbface walk. New concrete approaches for commercial, residential and alley will be installed where needed. The storm sewer will be improved by installing turnouts into green space by creating bioswales with subsurface drainage, trees and filtering vegetation. There will be additional pavement markings and the traffic signals shall be modernized as noted. All work shall be constructed within the current right of way section.
Rd
All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 22 day of February, 2017.

BOARD OF PUBLIC WORKS

Robert Kennedy, Chairman

Absent
Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey L. Richards, Clerk

EMERGENCY RESOLUTION NUMBER 66640
Dwenger Glasgow Intersection Water Main Replacement

WHEREAS, a water main replacement was needed for approximately ninety (90) lineal feet of 12 inch HDPE and appurtenances to provide looping in the area;

WHEREAS, installation of the 12 inch water main and appurtenances are beyond the capability of Water Maintenance and Services Department to perform, and;

WHEREAS, All Star Construction & Excavating, S & S Directional Boring, and Midwest Trenchless Services, were invited to submit quotes on the repair, and;

WHEREAS, the cost of said repairs are quoted at Thirty Three Thousand Seven Hundred and Seventy Five Dollars and Zero Cents, ($33,775.00).

NOW, THEREFORE, the Board of Public Works hereby declares an emergency exists for said Water repairs and orders the Purchasing Department to issue and **EMERGENCY PURCHASE ORDER TO THE CONTRACTOR CHOSEN FOR SAID REPAIRS.**

APPROVED this 15 day of February, 2017.

BOARD OF PUBLIC WORKS

By Absent
Robert P. Kennedy, Chair

By Mike Avila
Mike Avila, Member

By
Kumar Menon, Member

ATTEST: Lyndsey J. Richards
Lyndsey Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0191N

LAKE AVENUE SIDEWALK CONSTRUCTION
WORK ORDER NO. 0191N

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: Pedestrian safety by constructing a sidewalk on the south side of Lake Avenue from Beacon Street to Annette Avenue. This sidewalk will make this pedestrian traveled corridor safer with curbface walks, ADA ramps, rest nodes, curbs and pavement markings.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 15 day of February, 2017.

BOARD OF PUBLIC WORKS

ABSENT
Robert Kennedy, Chairman

Mike Avila
Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey L. Richards, Clerk

Water Pollution Control Plant Digesters 3 & 4 Improvements
RESOLUTION NO. 76189

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

The Work is generally described as improvements to Digesters #3 and #4 at the Fort Wayne Water Pollution Control Plant, including

1. removal of existing digester appurtenances, pumps, piping, and associated systems.
2. Installation of new digester appurtenances, including pumps, piping, mixing equipment, sludge transfer pumps, concrete structures, electrical, instrumentation, and controls.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, **Water Pollution Control Plant Digesters 3 & 4 Improvements.**

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility (SRF).

Declares the project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associated with this project.

Declares the engineer's estimate of the project's total cost is $7,200,000.00.

APPROVED THIS 8 DAY OF February, 2017.

BOARD OF PUBLIC WORKS

BY: _____
Robert P. Kennedy, Chairman

BY: Mike Avila
Mike Avila, Member

BY: ~~Absent~~
Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey Richards, Clerk

2017 FILTER INFLUENT VALVE REHABILITATION
RESOLUTION NO. 66638

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Filter influent valves in Plants 1 and 2 are to be rehabilitated.

Said improvements with all their appurtenances shall be constructed in accordance with the specifications titled, 2017 Filter Influent Valve Rehabilitation.

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Water Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $120,000.

APPROVED THIS 8 DAY OF February, 2017.

BOARD OF PUBLIC WORKS

BY: _____
Robert P. Kennedy, Chairman

BY: Mike Avila
Mike Avila, Member

BY: Absent
Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey Richards, Clerk

A RESOLUTION OF BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, ACCEPTING THE DONATION OF CERTAIN REAL PROPERTY TO FACILITATE THE COLDWATER ROAD PUMP STATION PROJECT

RESOLUTION NUMBER 104-2-8-17-1

WHEREAS, the City of Fort Wayne (the "City") is planning to add a water pressure zone at the northern edge of its existing water distribution system, to support growth and development in northern Fort Wayne, the implementation of which will require the installation of pump station equipment and appurtenances (the "Pump Station"); and

WHEREAS, to facilitate the Pump Station's installation, the City wishes to acquire a fee simple interest in certain real property encompassing 0.186 of an acre of land, located along the west side of Coldwater Road, south of the western terminus of Pion Road, in Fort Wayne, Indiana, 46845, more particularly described and depicted in Exhibit 1 attached hereto, (the "Real Estate"); and

WHEREAS, the present owner of the Real Estate, NWM Corp., has agreed to donate the Real Estate to the City at no cost; and

WHEREAS, City Ordinance section 37.25 requires all real estate acquisitions to be approved by the Common Council for the City of Fort Wayne.

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF FORT WAYNE, INDIANA BOARD OF PUBLIC WORKS AS FOLLOWS:

Finding that this project is of benefit to the public, this resolution to accept the donation of a fee simple interest in the Real Estate, to the City of Fort Wayne, Indiana is hereby

APPROVED this 8th day of February, 2017.

BOARD OF PUBLIC WORKS

By: _____
Robert P. Kennedy, Chair

By: Absent
Kumar Menon, Member

By: _____
Mike Avila, Member

Attest: _____
Lyndsey L. Richards, Clerk

Prepared by: Seth Weinglass, City of Fort Wayne, Program Manager, Capital Project Services

A RESOLUTION OF BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, ACCEPTING THE DONATION OF CERTAIN REAL PROPERTY TO FACILITATE THE COLDWATER ROAD PUMP STATION PROJECT

RESOLUTION NUMBER 104-2-8-17-1

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WHEREAS, to facilitate the Pump Station's installation, the City wishes to acquire a fee simple interest in certain real property encompassing 0.186 of an acre of land, located along the west side of Coldwater Road, south of the western terminus of Pion Road, in Fort Wayne, Indiana, 46845, more particularly described and depicted in Exhibit 1 attached hereto, (the "Real Estate"); and

WHEREAS, the present owner of the Real Estate, NWM Corp., has agreed to donate the Real Estate to the City at no cost; and

WHEREAS, City Ordinance section 37.25 requires all real estate acquisitions to be approved by the Common Council for the City of Fort Wayne.

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF FORT WAYNE, INDIANA BOARD OF PUBLIC WORKS AS FOLLOWS:

Finding that this project is of benefit to the public, this resolution to accept the donation of a fee simple interest in the Real Estate, to the City of Fort Wayne, Indiana is hereby

APPROVED this 8th day of February, 2017.

BOARD OF PUBLIC WORKS

By: _____
Robert P. Kennedy, Chair

By: Absent
Kumar Menon, Member

By: Mike Avila
Mike Avila, Member

Attest: Lyndsey L. Richards
Lyndsey L. Richards, Clerk

Prepared by: Seth Weinglass, City of Fort Wayne, Program Manager, Capital Project Services

ACKNOWLEDGEMENT

STATE OF INDIANA)
) **SS**
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared Robert P. Kennedy, Kumar Menon, and Mike Avila, as Members of the Board of Public Works of the City of Fort Wayne, Indiana, and Lyndsey L. Richards, Clerk of the Board of Works, and acknowledged the execution of the foregoing resolution as and for their voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 8th day of February, 2017.

Lindsay K Haggerty
Notary Public

My Commission Expires:

12/02/2020

Resident of Allen County

Lindsay K Haggerty
Printed Name of Notary

Lindsay K Haggerty
Notary Public Seal State of Indiana
Allen County
My Commission Expires 12/02/2020

EXHIBIT 1

PROPERTY OWNER NAMES AND MAILING ADDRESSES:

Landowners: NWM Corp.
Mailing Address: 10808 La Cabreah Ln
Fort Wayne, IN 46845

AFFECTED PROPERTY GENERAL LOCATION: Along the west side of Coldwater Road, south of the western terminus of Pion Road, in Fort Wayne, Indiana, 46845

LAST DEED OF RECORD: Allen County Recorder's Office document number 2016038819

INTEREST TO BE ACQUIRED: Part of the above parcel, encompassing an area of 0.186 of an acre (legal description and drawing attached).

Sauer Land Surveying, Inc.

John C. Sauer, RPS - Indiana & Ohio Indiana Firm Number 048
Joseph R. Herendeen, RPS - Indiana

14033 Illinois Road, Suite C
Fort Wayne, IN 46814
TEL: 260/469-3300 FAX: 260/469-3301
Toll Free: 877-625-1037
www.sauersurveying.com

CERTIFICATE OF SURVEY

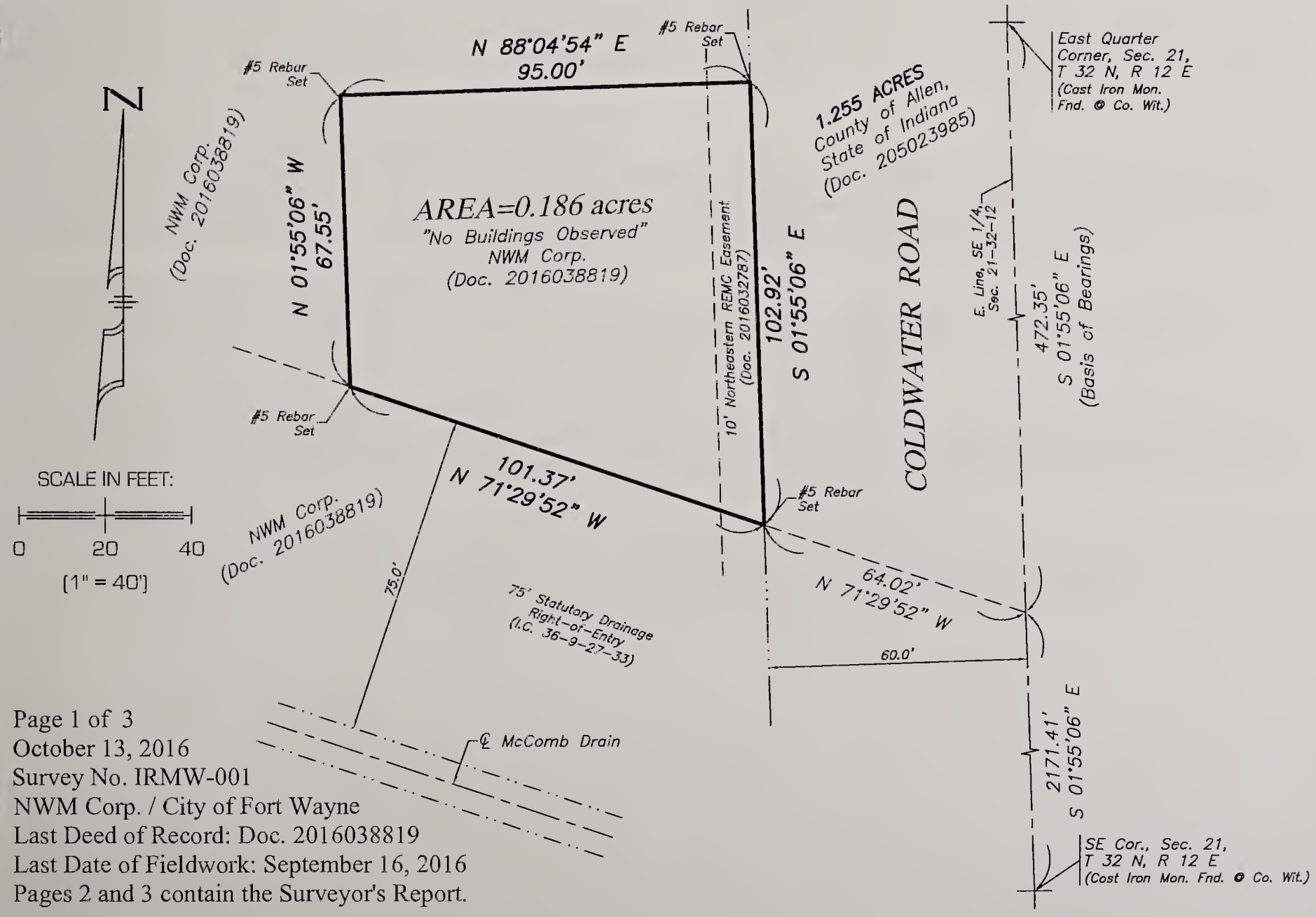
This document is an original survey of real estate prepared under IAC 865 Rule 12 in conformity with established practices of surveying and made in accordance with the records on file in the Office of the Recorder of Allen County, Indiana. The land described exists in full dimensions as shown hereon in feet. It is free from visible encroachments either way across boundary lines unless specifically stated below. Corners were perpetuated as indicated.

NEW ORIGINAL DESCRIPTION: (part of a tract described in Document Number 2016038819)

Part of the Southeast Quarter of Section 21, Township 32 North, Range 12 East, Allen County, Indiana, being more particularly described as follows, to-wit:

Commencing at the East Quarter corner of said Section 21, being marked by a cast iron monument; thence South 01 degrees 55 minutes 06 seconds East (deed bearing and basis of all bearings in this description), on and along the East line of said Southeast Quarter, being within the right-of-way of Coldwater Road, a distance of 472.35 feet; thence North 71 degrees 29 minutes 52 seconds West, a distance of 64.02 feet to a #5 rebar on the West right-of-way line of Coldwater Road, as described in Document Number 205023985 in the Office of the Recorder of Allen County, Indiana, this being the true point of beginning; thence continuing North 71 degrees 29 minutes 52 seconds West, a distance of 101.37 feet to a #5 rebar; thence North 01 degrees 55 minutes 06 seconds West and parallel with said East line, a distance of 67.55 feet to a #5 rebar; thence North 88 degrees 04 minutes 54 seconds East, a distance of 95.00 feet to a #5 rebar on said West right-of-way line; thence South 01 degrees 55 minutes 06 seconds East, on and along said West right-of-way line, a distance of 102.92 feet to the true point of beginning, containing 0.186 acres of land, and subject to all easements of record. This description is based on an original survey by Sauer Land Surveying, Inc., Survey No. IRMW-001, dated October 13, 2016.

This property appears to lie within Zone X as the description plots by scale on Flood Insurance Rate Map Number 18003C 0160G, effective August 3, 2009.



October 13, 2016
Survey No. IRMW-001
NWM Corp. / City of Fort Wayne
Last Deed of Record: Doc. 2016038819
Last Date of Fieldwork: September 16, 2016
Pages 2 and 3 contain the Surveyor's Report.

SURVEYOR'S REPORT

Prepared as a part of the foregoing survey.

Address: Coldwater Road, Fort Wayne, IN 46845

This survey is intended to create a new tax pacrel lying entirely within the record boundaries of a tract of real estate described in a Warranty Deed from IRM Partnership, LLC, to NWM Corp., dated July 15, 2016, and recorded in Document Number 2016038819 in the Office of the Recorder of Allen County, Indiana.

In Accordance with Title 865, Article 1.1, Chapter 12, Sec. 1 et. seq. of the Indiana Administrative Code, the following observations and opinions are submitted regarding various uncertainties in (a) reference monuments, (b) lines of occupation, (c) record descriptions, and (d) those uncertainties due to random errors in measurement ("relative positional accuracy"). There may be unwritten rights associated with these uncertainties.

REFERENCES: A copy of the following documents were reviewed in completion of this survey:

-The deeds of the subject tract and the adjoining tracts, as shown on the plat of survey.
-Allen County Surveyor's Office Section corner records.
-A survey of the base tract by Sauer Land Surveying, Inc., Document Number 2016012598.

(A) AVAILABILITY OF REFERENCE MONUMENTS:

The existing monuments of the Public Land Survey corners were held as controlling corners and were used as the basis for this survey. The found monuments are considered by the undersigned surveyor to be "local corners" which are subject to undiscovered evidence regarding the true location of said corners. The corners of subject tract are marked as shown on the survey eertificate in conformity with said survey monuments. Uncertainties based on existing monuments are not readily determinable due to the use of said local corners. The following monuments were accepted as the location of the Public Land Survey corners:

-The East Quarter corner of Section 21.....County witnessed cast iron monument.
-The Southeast corner of Section 21.....County witnessed cast iron monument.

The East line of the Southeast Quarter was established by using the above-referenced monuments. Uneertainties due to variances between all found monuments and record distances were determined to be less than the relative positional accuracy hereon and, therefore, negligible.

(B) OCCUPATION AND/OR POSSESSION LINES:

Occupation and/or possession lines near the perimeter of subject tract are shown on the plat of survey with the variances from the boundary lines as established in this survey. Encroachments and/or discrepancies may be buried or otherwise obscured by natural or man-made obstructions. There are no observable uncertainties in occupation and/or possession lines.

(C) AMBIGUITY OF RECORD DESCRIPTIONS:

Upon review of the most current deeds of record, the base tract description does not contain any ambiguity with any of the adjoiner's descriptions. Therefore, there are no uncertainties based upon record descriptions.

(D) RELATIVE POSITIONAL ACCURACY:

The relative positional accuracy representing the uncertainty due to random errors in measurements of the corners established in this survey is less than or equal to the specifications for a Suburban Survey (0.13 feet plus 100 ppm) as defined by IAC 865.

(E) ESTABLISHMENT OF LINES AND CORNERS:

1. The East line of subject tract was established on and along the West right-of-way line of Coldwater Road, being established parallel with and 60 feet normally distant Westward from the East line of the Southeast Quarter.
2. The remaining lines of subject tract were all established at the direction of the client.

(Continued on Page 3)

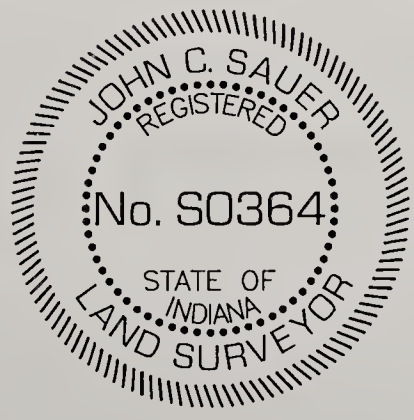
SURVEYOR'S REPORT
(Continued from Page 2)

(F) NOTES:

1. This survey is an opinion of a licensed land surveyor of the State of Indiana as to the actual location of the lines and corners outlined in the deed description. This opinion is based on logic, relevant field and research evidence, and established surveying principles. However, this opinion is subject to the interpretation of its deed description, and the boundaries of adjacent tracts may not be consistent with the boundaries of subject tract. As a consequence, another surveyor may arrive at different conclusions resulting in a different location of the boundaries.
2. A survey cannot resolve uncertainties in the position of the original boundaries that exist. Only courts may establish property lines. The boundaries were established from the most current recorded descriptions. An abstract or title search may reveal the existence of matters of ownership and rights of others not otherwise apparent.
3. The flood statement on Page 1 is for informational purposes only. Accurate determination of the flood hazard status of the property can only be made by an elevation study which is beyond the scope of this survey.
4. No attempt has been made to review or come to an opinion on the title or marketability of the title. Any appearance of an opinion on the title is unintentional.
5. Unplatted easements, setback lines, restrictive covenants, or land use regulations affecting the subject tract are shown only when documentation of such matters has been furnished by the client. As of this date, no title commitment has been provided for review.
6. All documents of record and information from other public sources referred to in the survey are hereby incorporated as part of this survey as if fully set out.
7. No attempt has been made to determine the zoning status of the property. It is the responsibility of the parties involved in the real estate transaction to determine compliance with zoning regulations.
8. Any fence or other evidence of possession which varies from the written title lines may constitute adverse possession or prescriptive rights.
9. Subsurface and environmental conditions were not examined or considered as a part of this survey.
10. Any acreage shown is based on the boundaries established from the deed description and no certification is made that the land area shown on the survey is the exact acreage owned by the client.
11. Expression of distances to hundredths of a foot and angles to seconds of arc is solely to minimize errors introduced by rounding. Neither distances nor angles can be measured to the degree of precision implied by the stated units. No dimension on the survey can be interpreted to be of greater precision than the relative positional accuracy stated in Part (D) of the Surveyor's Report.
12. Since the last date of field work of this survey, conditions beyond the knowledge or control of Sauer Land Surveying, Inc. may have altered the validity and circumstances shown or noted hereon.
13. Declaration is made to original purchaser of the survey and is not transferable to additional institutions or subsequent owners. This survey is valid only with the surveyor's original or electronic signature and seal, full payment of invoice, and complete with all pages of survey.
14. No statement made by any employee or agent of Sauer Land Surveying, Inc. is valid unless written herein.

I, John C. Sauer, certify the above statements to be correct to the best of my information, knowledge, and belief. I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law.

_____ Date: 10/13/2016
Indiana Professional Land Surveyor



SEWER CONSTRUCTION
CONNECTION CHARGE ASSESSMENT CONTRACT,
AND MANAGEMENT SERVICES AGREEMENT
FOR WAYNE TRACE – TILLMAN ROAD AREA ACRWSD SANITARY TRANSFER

~~**Sewer Contract #**~~ Resolution # 104-2-1-17-1 **Work Order #** N/A

THIS AGREEMENT is made and entered into this 8 day of Feb., 2017, by and between the **Allen County Regional Water and Sewer District (the "Sewer District")** and **the City Utilities of the City of Fort Wayne**, by and through the Board of Public Works of the City of Fort Wayne ("Fort Wayne").

WHEREAS, the Real Estate described herein is outside the City limits of the City of Fort Wayne; and

WHEREAS, this Agreement is made and entered into by the Sewer District and Fort Wayne pursuant to both IND. CODE §§ 13-26-5-2(15) and (16) and 36-9-23;

WHEREAS, the Sewer District has previously issued Sewage Works Revenue Bonds, (the "Bonds") to the Indiana Finance Authority to finance the construction of the **Wayne Trace – Tillman Road Area Sanitary Sewer System ("Project")**:

NOW, THEREFORE, in consideration of the mutual covenants and agreements contained herein, and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Sewer District and Fort Wayne agree as follows:

1. The Sewer District has constructed an 8" (eight-inch) underground sanitary sewer line (hereinafter the "Wayne Trace – Tillman Road Area Sanitary Sewer System") in accordance with plans and specifications prepared by **D.A. Brown Engineering** dated January 5, 2009 approved by the Indiana Department of Environmental Management (per Permit L-0278) and approved by Fort Wayne in January 2017 (hereinafter the "Project"). The Project has been constructed in accordance with said plans and specifications prepared by **D.A. Brown Engineering** and are now on file in the office of Development Services of Fort Wayne, and are incorporated herein and made a part hereof by reference. Said sewer is described as follows:

   Sanitary Main H – Tillman Road / Wayne Trace (South)
   Beginning by tapping an existing manhole S31 003 located 30± feet South and 490± feet West of the Centerline of the Intersection of Tillman Road and Trentman Road; thence East, within an existing easement, 207± L.F. of 8" PVC SDRF 35 pipe to San MH H1; thence East, 325± L.F. to San MH H2; thence East, 316± L.F. to San MH H3; thence East, 341± L.F. to San MH H4; thence East, 346± L.F. to San MH J3; thence South, along the East right of way of Wayne Trace, 373 to San MH J2; thence South 400± L.F. to San MH J1 and terminating said Sanitary Main H – Tillman Road / Wayne Trace (South).

   Sanitary Main J – Wayne Trace (North)
   Beginning at the aforementioned manhole San MH J3 located 25± feet South and 40± feet East of the Centerline of the Intersection of Tillman Road and Wayne Trace, thence North, along the East right of way of Wayne Trace, 277± L.F. of 8" PVC SDR 35 pipe to San MH J4; thence North 400± L.F. to San MH J5 and terminating said Sanitary Main J – Wayne Trace (North)

   Said sewer to include: 2,985± L.F. of 8" PVC SDR 35 pipe; 9 (Nine) Manholes (collectively the "Transferred Portion").

   Project does not includes any grinder pump stations or force main piping used to connect the grinder pump stations to the Project. Fort Wayne will not be responsible for the operation, repair, maintenance, replacement, etc. of any grinder pump stations related to the Project at any time.

2. Upon completion of this transfer, Fort Wayne shall accept sewage therefrom, in accordance with the rules and regulations of Fort Wayne, and the laws, ordinances, and regulations applicable thereto, now in force, or that may hereafter be adopted; however, it is understood and agreed that Fort Wayne shall not accept any sewage from any part or parts of the Wayne Trace – Tillman Road Area Sanitary Sewer System covered hereunder unless and until the entire sewer system shall have been tested and accepted for maintenance, repair, and replacement by Fort Wayne.

3. It is further understood that Fort Wayne may approve the extension of additional sanitary sewer lines from the sanitary sewer system(s) covered in this contract without incurring financial obligations to the Sewer District under this contract. Public sanitary sewer lines are sewers that are installed by Fort Wayne or by others in the future that are or will be owned, operated and maintained by Fort Wayne upon acceptance.

4. The Wayne Trace - Tillman Road Area Sanitary Sewer System has already been installed and accepted by the Sewer District. Fort Wayne already serves the parcels of Real Estate identified in attached **Exhibit A** (hereinafter the "Real Estate"). During the term of this Agreement, the Sewer District may, in its discretion, permit additional direct private sewer lateral connections to the Project facilities which additional connections are allowed and subject to the approval of Fort Wayne (such approval not to be unreasonably withheld or delayed) and shall be customers of the Sewer District during the term of this Agreement. The real estate being served by any such additional direct private sewer lateral connections to the Project during the term of this Agreement shall be subject to the rates and charges, including connection fees imposed by the Sewer District via the Sewer District's rate ordinance that is in effect at the time of the connection.

5. Prior to connection, any additional lot, parcel, or building connecting to the Wayne Trace – Tillman Road Area Sanitary Sewer System, that does not result in the decommissioning and elimination of an existing septic system, shall be required to pay Fort Wayne its then applicable area connection charge (the "Area Connection Fee"). The Area Connection Fees shall be paid on or before building sewer connections are made to the sewer system in accordance with the applicable fee in effect at the time of connection. The City has agreed to and does hereby waive the Area Connection Fees associated with the elimination of an existing septic system for the Real Estate described on **Exhibit A**.

6. The Sewer District currently has enacted a rate ordinance imposing a monthly sewer rate associated with the Project (namely the "Wayne Trace – Tillman Road – Trentman Road" sewer rate). Fort Wayne will monthly bill each customer as agent for the Sewer District for the sewer rate and shall remit the Sewer District's portion of the sewer rate directly to the Sewer District. For purposes of the foregoing, the District's portion is the difference between the monthly sewer rate the customer would have paid had the customer been a sewer customer of the City and the District's then applicable monthly sewer charge to such customer. For purposes of the foregoing, the City's monthly rate shall be determined and based upon the City's then sewage rate ordinance, including whether the customer would have been billed at the City's then applicable Flat Rate Monthly Charge or Retail Metered Rates and whether the customer is Inside City or Outside City as said terms are used and defined in the City's sewage rate ordinance from time to time. Except as provided in paragraph 8, nothing contained herein shall prohibit the Sewer District from modifying its rate ordinance applicable to the Project customers from time to time during the term of this Agreement up to the Transition Period as defined in paragraph 8, as may be necessary to reflect changes in the Sewer District, changes in the applicable Fort Wayne rate ordinances, changes when a connection is metered or located within the city limits of Fort Wayne, and charges of the Sewer District for the Sewer District's cost of operations. It shall be the obligation of the Sewer District to advise Fort Wayne of changes in its rate ordinances as it relates to the Project Area.

7. Notwithstanding the terms of paragraph 6, during the period commencing January 1, 2036, and ending December 31, 2040 (the "Transition Period"), the Sewer District agrees, to the extent lawfully allowable, to enact a Rate Ordinance in effect during the Transition Period limited to:

   (a) Fort Wayne's then applicable User Charges that Fort Wayne will retain as its portion of the User Charge;

   (b) reasonable rates and charges for Sewer District administrative costs and expenses in an amount equal to the then prevailing Sewer District-wide administrative charges;

   (c) reasonable rates and charges for Sewer District costs and expenses for operating, maintaining, repairing, rehabilitating or replacing the grinder system and its components in the Project, including any capital or debt charge allocated solely to grinder system replacement; and

   (d) up to a monthly Capital Charge of $10.00 (ten dollars and zero cents) per EDU per month in the Project.

   At midnight on December 31, 2036, ownership of any individual grinder systems located within the Project will transfer to the property owner in normal working condition and repair.

8. Upon completion of the Project (which shall include any necessary testing and acceptance), the City of Fort Wayne will accept all responsibility and liability for maintenance, repair, and replacement of the sanitary sewer main lines installed as part of this Project. Fort Wayne shall not accept liability of any kind including maintenance, repair and replacement of the private

building sewer laterals or grinder pump stations serving the real estate that connects to the sanitary sewer main lines. Upon completion and acceptance of the Project as provided in paragraph 2 of this Agreement with the exception of the individual grinder pump stations, the Sewer District shall transfer rights and responsibilities to access the sanitary sewer main lines in the Project to Fort Wayne, as it may require, to affect such maintenance, repair or replacement of the sanitary sewer main lines.

9. The Wayne Trace – Tillman Road Area Sanitary Sewer System has been constructed for disposal of sanitary sewage only, and no one shall be permitted to discharge or flow into the sanitary sewer any water runoff caused by natural precipitation, or permit anything other than sanitary sewer to be discharged into the Wayne Trace – Tillman Road Area Sanitary Sewer System in violation of the ordinances of Fort Wayne now in effect, and as may be amended from time to time hereafter. All use of the sanitary sewer shall be subject to the ordinances of Fort Wayne.

10. The Sewer District shall file a Notice of Completion and available Project drawings with the Board of Public Works of Fort Wayne. No Maintenance Bond shall be requested.

11. The Sewer District shall file a Notice of Completion and available Project drawings with the Board of Public Works of Fort Wayne, for the Project and the sanitary sewer main lines previously installed pursuant to the Project and described in paragraph 1 shall be accepted by the City of Fort Wayne for all repair, replacement, and maintenance. Ownership of the Transferred Portion of the sanitary sewer Project infrastructure including the main lines shall not transfer to or be a part of the sewer system of the City of Fort Wayne until December 31, 2040. At midnight on December 31, 2040, ownership of the Project Infrastructure including the main lines shall automatically transfer to Fort Wayne and upon transfer of ownership, all rights, title and interest whatsoever in the said sanitary sewer main lines shall forever remain in Fort Wayne ownership. Ownership of the Transferred Portion is transferred to the City as prescribed herein but with the Sewer District retaining the rights to use same for its existing customers.

12. The Sewer District's imposition of sewer rates pursuant to its rate ordinance to be adopted is made pursuant to IND. CODE § 13-26-11-7(b) and shall be a lien upon any customers of the Sewer District that connects to the Project during the term of this Agreement.

13. This Agreement is binding upon the parties hereto and their successors and assigns. This Agreement shall be governed by the laws of the State of Indiana in effect from time to time during the term of this Agreement.

DATED this 8 day of Feb., 2017

[Signature Page to Follow]

ALLEN COUNTY REGIONAL WATER AND SEWER DISTRICT

By:_____
Ric Zehr, President and Board Member

By:_____
MJ Klinker, Secretary

ACKNOWLEDGEMENT

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared **Ric Zehr** as President and **MJ Klinker** as Secretary of the **Allen County Regional Water and Sewer District** and acknowledged the execution of the foregoing Contract as and for their voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 27th day of January, 2017.

_____
Notary Public
Resident of LaGrange County
Vincent Thierry
Printed Name of Notary

My Commission Expires:

July 18, 2024

CITY OF FORT WAYNE BY AND THROUGH ITS BOARD OF PUBLIC WORKS

By: _____
Robert P. Kennedy, Chair

By: _____
Mike Avila, Member

By: Absent
Kumar Menon, Member

ATTEST: _____
Lyndsey Richards, Clerk

ACKNOWLEDGEMENT

STATE OF INDIANA)
) **SS:**
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared **Robert P. Kennedy,** Chair, **Mike Avila and Kumar Menon** as Members of the Board of Public Works of the City of Fort Wayne, and **Lyndsey Richards**, Clerk of the Board of Works and acknowledged the execution of the foregoing Contract as and for their voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 8th day of February, 2017.

_____
Notary Public
Resident of Allen County
Lindsay K Haggerty
Printed Name of Notary

My Commission Expires:
12/02/2020

Lindsay K Haggerty
Notary Public Seal State of Indiana
Allen County
My Commission Expires 12/02/2020

This instrument prepared by **VINCENT J. HEINY** (I.D. #7638-02), Attorney at Law, Haller & Colvin, P.C., 444 East Main Street, Fort Wayne, IN 46802, Telephone: (260) 426-0444.

Exhibit "A"

Allen County Parcel No.: 02-13-33-101-001.000-039:
N 385 of W 140 ft W ½ NW ¼ Ex Pt to Co Sec 33
Address: 4810 Tillman Road
Current Owner: J R Cramer

Allen County Parcel No.: 02-13-33-101-002.000-039:
E 113.14 of W 253.14 ft of N 385 ft W ½ NW ¼ Ex Pt to County Sec 33
Address: 4824 Tillman Road
Current Owner: Bryan C. Grieze

Allen County Parcel No.: 02-13-33-101-003.000-039:
N 385 of E 226.28 of W 479.42 Ft W ½ NW ¼ Ex Pt to Co
Address: 4902 Tillman Road
Current Owner: Tonia Anderson

Allen County Parcel No.: 02-13-33-101-004.000-039:
E 100 of W 579.42 ft of N 385 ft W ½ NW ¼ Ex Pt to County Sec 33
Address: 4914 Tillman Road
Current Owner: Johnny Wright III

Allen County Parcel No.: 02-13-33-101-005.000-039:
E 100 of W 679.42 of N 385 ft W ½ NW ¼ Ex Pt to County Sec 33
Address: 4924 Tillman Road
Current Owner: Larry Morgan

Allen County Parcel No.: 02-13-28-352-008.000-039:
S 150.85 ft SW ¼ SW ¼ E of Rd Ex Pt to Co Sec 28
Address: 5111 Tillman Road
Current Owner: Ronald W. Davis

Allen County Parcel No.: 02-13-28-352-003.000-039:
N 80.2 of S 642.3 Ft SW ¼ SW ¼ E of Wayne Trace Sec 28 1a
Address: 7207 Wayne Trace
Current Owner: Jeffrey & Cindy Dawson

Allen County Parcel No.: 02-13-28-352-004.000-039:
N 95.1 ft of S 570.35 of SW ¼ SW ¼ E of Wayne Tr Ex Pt to County Sec 28
Address: 7217 Wayne Trace
Current Owner: Jerome P. & Sadonna M. Muldoon

Allen County Parcel No.: 02-13-28-352-005.000-039:
N 95.1 ft of S 475.25 ft SW ¼ SW ¼ E of Wayne Trace ex Pt to County Sec 28
Address: 7229 Wayne Trace
Current Owner: Rene Garza

Allen County Parcel No.: 02-13-28-352-006.000-039:
106.3 ft N of S 273.85 ft SW ¼ SW ¼ E of Wayne Trace Ex Pt to County Sec 28
Address: 7305 Wayne Trace
Current Owner: Jerry R. & Janice E. Meyer

Allen County Parcel No.: 02-13-28-352-007.000-039:
S 310 ft E of Wayne Tr SW ¼ SW ¼ Ex S 150.85 ft Sec 28
Address: 7333 Wayne Trace
Current Owner: Ronald W. Davis

Allen County Parcel No.: 02-13-33-102-001.000-039:
1.27a N Pt N ½ N ½ NW ¼ E of Road Sec 33
Address: 7409 Wayne Trace
Current Owner: Michael Fryback

Allen County Parcel No.: 02-13-33-126-003.000-039:
S 100 of N 383 of W 335 Ft E of Wayne Trace N ½ NW ¼ Sec 33
Address: 7435 Wayne Trace
Current Owner: Charlton M. Geel

Allen County Parcel No.: 02-13-33-101-01..000-039:
S 97.1 of N 577.2 of Frl E 756.88 ft W ½ NW ¼ W of Wayne Tr Ex Pt to County Sec 33
Address: 7504 Wayne Trace
Current Owner: Kathy S. & Michael E. Walker

Allen County Parcel No.: 02-13-33-126-004.000-039:
.86 A Irr Tr 297 Ft E of Wayne Trace Rd N ½ NW ¼ Ex Pt to Co Sec 33
Address: 7511 Wayne Trace
Current Owner: Richard V. & Esther M. Feipel

Allen County Parcel No.: 02-13-33-101-014.000-039:
3.42 ac Tr W ½ NW ¼ Sec 33 W of Wayne Tract
Address: 7530 Wayne Trace
Current Owner: John R. & Berenice E. Brown

Allen County Parcel No.: 02-13-33-101-016.000-039:
Frl E 225 x 900 Ft Spc S of N 796.65 Ft W ½ NW ¼ Ex Pt to County Sec 33
Address: 5114 / 5116 Walther Drive
Current Owner: Christ Lutheran Church Trs

A RESOLUTION OF THE BOARD OF PUBLIC WORKS
OF THE CITY OF FORT WAYNE, INDIANA,
AUTHORIZING THE SALE OF CERTAIN REAL PROPERTY

RESOLUTION NUMBER 104-2-8-17-2

WHEREAS, the City of Fort Wayne Board of Public Works (the "Board") owns certain real property (the "Parcel"), the legal description to which is attached hereto as Exhibit "A" and made a part of this Resolution by this reference; and

WHEREAS, Fort Wayne Hospitality Trust, Inc., wishes to purchase the Parcel from the Board; and

WHEREAS, Indiana Code Title 36, Article 1, Chapter 11, Section 3(b)(2) [IC 361-11-3(b)(2)] requires the Board to conduct a public hearing regarding the sale of the Parcel and to give the Board's recommendation of whether or not the sale of the Parcel should proceed to the Mayor of the City of Fort Wayne, Indiana.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, AS FOLLOWS:

1. That the Board sets Wednesday, February 15, 2017 at 10:00 A.M., in Room 035 of Citizens Square, 200 E. Berry St., Fort Wayne, Indiana, as the time and place at which the Board shall hear all persons who wish to speak in favor or against the sale of the Fort Wayne Hospitality Trust, Inc.

2. That the Board hereby authorizes Daniel A. Brenner, Property Manager for the City of Fort Wayne, to sign, in the name of and on behalf of the Board, any deed associated with the sale of the Parcel in the event that the sale of the Parcel is approved by the Common Council of the City of Fort Wayne, Indiana, as well as the Board.

3. That the Board shall, after conducting the public hearing required by IC 36-1-11-3(b)(2), give the Board's recommendation to the Mayor of the City of Fort Wayne, Indiana, by means of passing a Resolution approving, disapproving, or suggesting modification to the sale of the parcel to Fort Wayne Hospitality Trust, Inc.

This Resolution shall be in full force and effect from and after its adoption by the Board of Public Works of the City of Fort Wayne, Indiana.

APPROVED this 8 day of February, 2017.

BOARD OF PUBLIC WORKS

Robert Kennedy, Chair

Mike Avila, Member

Absent

Kumar Menon, Member

ATTEST: Lyndsey Richards

Lyndsey Richards, Clerk

AGREEMENT OF PURCHASE AND SALE

THIS AGREEMENT OF PURCHASE AND SALE (Hereinafter referred to as the "Agreement") dated as of the 20th day of October, 2016 by and between the City of Fort Wayne, Indiana, (hereinafter referred to as "Seller"), and Kalvin Shunia, individually (hereinafter referred to as "Purchaser")

WHEREAS, Seller is the owner and operator of the unimproved real property located at the Southwest Corner of Ellison Road and Liberty Mills Road, Fort Wayne Indiana; and

WHEREAS, the Seller desires to sell and the Purchaser desires to purchase Seller's fee simple interest, in the above-mentioned real property;

WITNESSETH

For good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Seller agrees to sell the Property (as herein defined), and Purchaser agrees to purchase the Property, upon the terms and conditions set forth in this Agreement, intending to be legally bound, as follows:

DEFINITIONS:

Property. As used in this Agreement, the term "Property" shall mean the real property located at the Southwest Corner of Ellison Road and Liberty Mills Road, in Fort Wayne Indiana, and containing approximately 2.147 acres, as more particularly described in Exhibit A, attached hereto and made a part hereof, together with all of Seller's right, title and interest in all improvements, fixtures and appurtenances thereto, as well as any beneficial easements and rights of way in any way respecting, pertaining, belonging, or incidental thereto.

2. **SALE OF PROPERTY**. Seller agrees to sell, convey, transfer, and deliver to Purchaser, free from all liabilities, liens, obligations, and encumbrances, except as stated in this Agreement, the Property referenced in this Agreement. At the time of Closing, Seller shall execute the necessary documents including but not limited to, a special warranty deed transferring to the Purchaser the Property, Closing Affidavit and Sales Disclosure form. Purchaser agrees to acquire and accept the above-described Property in accordance with the terms of this Agreement.

a. Due Diligence Period. Purchaser shall have the right to conduct a due diligence review of the Premises for a 90 day period (the "Due Diligence Period") beginning with the Effective Date of this Agreement and ending at 6:00 p.m. on the 90 th day after the Effective Date of this Agreement.

b. Right to Terminate. In the event that on or before the expiration of the Due Diligence Period, the Purchaser shall give notice to the Seller, that Purchaser elects, for any reason,

to terminate this Agreement, this Agreement shall automatically terminate, the Seller shall return the Deposit to the Purchaser and neither the Seller nor the Purchaser shall have any further rights or obligations under this Agreement. In the event that the Purchaser shall fail to have given a notice of termination of this Agreement within the Due Diligence Period, the Purchaser shall be obligated to close upon the terms stated in this Agreement and the deposit money shall become nonrefundable for any reason.

c. Documents. Seller agrees to make available for inspection by Purchaser copies currently in its possession, if any blue prints, surveys, maintenance, environmental reports, security, supply, service, leases, deposit agreements, inventories, certificates, licenses, operating and other contracts affecting the Property as of the date hereof. Seller shall within 10 days of the Effective Date of this Agreement notify Purchaser in writing, identifying any personal property, if any, that is the subject of financing or operational leases and/or maintenance contracts. If no such Personal Property is identified, Seller shall be required at Closing to transfer to Purchaser all Personal Property used in connection with the Real Property free and clear of any such contracts, leases and/or liens.

3. **NON-ASSUMPTION OF LIABILITIES**. The parties agree that Purchaser shall not assume or be liable for any of the pre-Closing liabilities for the Property and the Property shall be delivered at Closing free and clear of any and all contracts.

4. **CONSIDERATION**. In consideration for the transfer of the above described Property from Seller to Purchaser, purchaser shall pay to Seller the sum of TWO HUNDRED NINETY FOUR THOUSAND AND NO/100 DOLLARS ($294,000.00) ("Purchase Price") as stated hereinafter, which Seller shall accept from Purchaser in full payment thereof, subject to the following terms and conditions:

5. **EARNEST MONEY DEPOSIT**. The sum of TEN THOUSAND AND NO/100 DOLLARS ($10,000.00), shall be deposited with Seller. The total thus deposited by Purchaser shall be hereinafter referred to as the "Deposit". Said Deposit shall be held by the Seller, until the Closing of this transaction, and to be disbursed pursuant to the terms of the Agreement. At the Closing, Purchaser shall pay to Seller the full Purchase Price with a credit in the amount of the Deposit paid.

6. **PHASE I ENVIRONMENTAL ASSESSMENT** Seller agrees to provide Purchaser, at Seller's expense, a Phase I Environmental Assessment ("Phase I") of the Premises. The Phase I will not include any groundwater monitoring wells or any other invasive sampling technique. Seller will cause the Phase I to be completed within the Inspection Period. Within five (5) days after completion of the Phase I, Seller will provide Purchaser with a copy of the Phase I report and Purchaser will notify Seller whether Purchaser will: (i) determine that the environmental condition of the Premises is satisfactory and forego any further environmental investigation of the Premises; (ii) determine that the environmental condition of the Premises is unsatisfactory

and terminate this Agreement; or (iii) request permission from Seller for the performance of a Phase II Environmental Assessment of the Premises at Purchasers expense that may include invasive sampling of the soils and/or groundwater ("Phase II"). In the event either the Phase I Assessment or Phase II Assessment reveals environmental contamination which requires environmental remediation, all such remediation shall be performed by and shall be at the expense of Purchaser.

Seller makes no warranty or representation, express or implied, under the Agreement with respect to the presence of Hazardous Materials on, about or affecting the Property or the compliance or non-compliance of the Property with existing federal, state or local environmental laws, statutes, regulations and ordinances relating to the problem of human health and the environment. As used hereunder the term "Hazardous material shall mean any hazardous or toxic substances, materials and wastes listed in the United States Department of Transportation Hazardous Materials Table (49 C.F.R.&172.101) or by the United States Environmental Protection Agency as hazardous substances (40 C.F.R. pt. 302 and amendments thereto) or in the Washington Hazardous Waste Management Act (Ch. 70.105 D RCW) or the Model Toxics Control Act (Chs. 70.105D RCW, 82.21 RCW), petroleum products and their derivatives, asbestos and other substances, materials and wastes as become regulated or subject to cleanup authority under Environmental Laws.

7. **CONDITIONS PRECEDENT**. This Agreement is conditioned upon and subject to all of the following, provided, however, that Purchaser may waive one or more at any time before the Closing Date:

a. Seller shall provide clear, marketable title, free of all liens or encumbrances other than utility easements or road rights of way which are a matter of record.

b. Seller shall provide any existing Survey and Environmental Reports in its possession to Purchaser. Purchaser may, at its sole cost and expense obtain current surveys or environmental reports.

c. The sale of the Property to Buyer is subject to the review and approval of this transaction by the City of Fort Wayne Board of Public Works and the Common Council of the City of Fort Wayne.

Should Purchaser not be completely, solely and personally satisfied with the performance of the above conditions precedent, then Purchaser may at his sole option, and prior to the expiration of the Due Diligence Period, terminate this Agreement and declare it null and void, and shall be entitled to an immediate and full refund of the Deposit.

8. **OTHER OBLIGATIONS OF THE PARTIES.**

a. Seller agrees to make available to Purchaser copies of all blue prints, surveys, maintenance, environmental reports, security, supply, service, leases, operating and other contracts affecting the Property as of the date hereof. Seller agrees to provide said contracts to the Purchaser within FIVE (5) days of Seller's execution of this Agreement.

b. Seller agrees to give Purchaser at any time up to the time of Closing, the opportunity and authority to physically inspect the Property.

9. **TITLE INSURANCE.** Seller agrees to pay for and provide a commitment to issue an ALTA standard owner's policy of title insurance (Form "B") issued by a title insurance company acceptable to Purchaser, bearing a date later than the effective date of this Agreement, together with copies of all easement, covenants, restrictions and other recorded documents affecting the Property, and agreeing to insure marketable fee simple title in the amount of the purchase price, which policy shall be issued pursuant to said commitment as of the Closing Date. Seller also represents and warrants that at the time of the Closing, there will be no liens, encumbrances or any other type of liability regarding the Property except as stated in this Agreement. Seller will order the commitment for said title insurance within five (5) days following approval of this transaction by Seller's Board of Public Works and Common Council.

a. If objection to the title commitment and/or survey is made, based upon written opinion of Purchaser's attorney that the title is not in the condition required for performance hereunder, then Seller shall have Twenty (20) days from the date notified in writing of the particular defects claimed to remedy the title. If the Seller remedies the title within the time specified, then Purchaser agrees to complete the sale. If the Seller is unable to remedy the title within the time specified, then Purchaser, at his sole option, may request the immediate refund of the Deposit in full and terminate this Agreement, or Purchaser may waive objection to said defect.

10. **PRORATIONS.**

a. Real Estate and Personal Taxes. Seller shall pay all real estate and personal property taxes and assessments, which have become due as of the Closing Date. Current real estate taxes, assessments and personal property taxes, if any, shall be prorated between the Seller and Purchaser as of the Closing Date. In the event any refund is received by Seller with respect to any taxes paid by Purchaser at or after Closing for any period after Closing, the Seller shall promptly refund to Purchaser the portion of such refund due for the period after Closing.

11. **OPERATION OF THE PREMISES.** Seller shall not execute any contracts, leases or any other agreements affecting the Property in any way during the period from the date of the Agreement through the Closing Date without the prior written consent of the Purchaser. Seller covenants for the benefit of, and agrees with the Purchaser, that after the date hereof and to the Closing Date, Seller shall not encumber, mortgage, sell or interfere with title to the Property in any way whatsoever.

12. **CLOSING DOCUMENTS.**

a. At the Closing Seller shall deliver to the Purchaser the following:

i. Special Warranty deed.

ii. Authorizing Resolutions from the City of Fort Wayne Board of Public Works and Common Council, authorizing entry into this Agreement and execution of all the documents described herein.

b. At the Closing, Purchaser shall deliver the Purchase Price to the Seller in immediately available funds.

13. **REPRESENTATIONS BY SELLER.** Seller represents and warrants, which representations and warranties shall survive the Closing, that:

a. Seller is duly qualified under the laws of the State of Indiana to carry on the business as now owned and conducted on the Property.

b. Seller is the owner of and has good marketable title to the Property, free of all restrictions on transfer, assignment or sale.

c. Seller has owned and operated the Property in accordance with all laws, ordinances, and rules relating to the Property.

d. To the best of Seller's knowledge, no proceedings, litigation, claims, judgments, or liens are now pending or threatened against Seller or against the Property, which would or could materially affect the Property, referred to in this Agreement.

e. Seller will, up to the date of Closing, operate the Property in the usual and ordinary manner and will not enter into any agreements except as may be required in the regular course of the business.

f. To the best of Seller's knowledge, at the date of Closing, there will be no liabilities or obligations of any nature, including without limitations, tax liabilities due, other than as disclosed in writing and approved by the Purchaser, and that the Seller does not know of or have any reasonable grounds to suspect any basis for the assertion of any liability of any nature, and in any amount, which would be a material charge or an obligation or a lien against said Property except as stated in this Agreement.

g. There are no employment contracts, pension or profit sharing plains, wages or

indebtedness due of an kind to any employee, or Union contracts for which the Purchaser would become liable, and that there is no litigation pending or threatened or which would affect Purchaser′ s interest in said Property.

h. That Seller is the owner of and has the complete and unrestricted power to sell, transfer and deliver to the Purchaser the Property provided for under the terms of this Agreement, and that the instruments to be executed and delivered to the Purchaser hereunder will be valid in accordance with their terms and effectively vest in the Purchaser good and marketable title to such Property, free and clear of any and all liabilities, obligations, liens, and encumbrances, except as stated in this Agreement or as shown on the commitment for title insurance.

i. Seller represents and warrants, and shall represent and warrant at Closing to Purchaser, that it has not been served with any notices of intention to claim a Mechanic′ s Lien on said Property and that all parties who have furnished labor or materials on or about said Property within the last six (6) months whether for repair, improvements or otherwise have been fully compensated and state that Seller has not contracted for nor is liable for obligations related to repairs, services and other items. Seller represents and warrants, and shall represent and warrant at Closing that Seller has no knowledge of any notices from any governmental agency for building, zoning, health, or ordinance violations or been requested or ordered to make any improvements, repairs, alterations or changes to any part of the Property, including but not limited to side walk repairs or assessments.

j. Seller represents and warrants, and shall represent and warrant at Closing, that Seller will not enter into any written or oral lease or tenancy agreement affecting the Property, prior to the Closing Date without the express written consent of Purchaser.

The representations and warranties set forth in this paragraph shall survive Closing for a period of twelve (12) months thereafter. Seller agrees to defend and indemnify Buyer against and hold Buyer harmless from and against any and all claims, demands, liabilities, costs, expenses, penalties, damages and losses, including, but not limited to, reasonable attorneys′ fees and disbursements, resulting from any material misrepresentation or material breach of the warranties set forth in this paragraph 13. This indemnification shall be the sole remedy of Buyer with respect to Seller's material misrepresentation of such representations, or material breach of such warranties. However, Seller shall not be obligated to indemnify Buyer under this paragraph unless Buyer gives written notice of any material breach of any such warranty or material misrepresentation hereunder within one (1) year of the Closing Date. Sellers's indemnification under this paragraph shall be limited expressly to indemnity for direct damages and shall exclude indemnity for special, consequential, incidental or punitive damages.

14. **ASSIGNMENT**. Purchaser shall have the right to assign all or any part of its right, title and interest in and to this Agreement to any corporation to which Purchaser is a shareholder with at least 20% interest provided that Purchaser shall remain liable hereunder. This Agreement shall be binding upon and inure to the benefit of said assignee, its respective heirs, representative, successors and assigns.

15. **DISCLAIMER OF CONDITION OF REAL ESTATE.** Seller expressly excludes any and all express and implied warranties and representations in this Agreement regarding the physical condition of the Property. Purchaser has been provided with adequate opportunity to inspect the condition of the Property and is satisfied with the condition thereof. Except as otherwise stated in this Agreement, Purchaser shall acquire the Property in "as is" condition and subject to all defects which may affect the condition or quality of the Property.

16. **RISK OF LOSS**. Risk of loss or damage to any of the Property to be sold hereunder to Purchaser by fire, theft or casualty, from the date of the acceptance of this Agreement to the Closing is assumed by the Seller, and the Purchaser shall have the sole option to either rescind this transaction after the occurrence of any such loss or damage exceeding 30% of the value of the Property, with a full and immediate refund of the deposit, or to proceed with the purchase and to have all insurance proceeds assigned to the Purchaser.

17. **DAMAGE OR CONDEMNATION**. If, prior to the Closing, eminent domain proceedings have been instituted by and public or private authority to appropriate all or any part of the Property or if the buildings or any par thereof, or improvements included in the Property shall be destroyed or damaged, then in any such case Purchaser, may elect to terminate this Agreement without liability on either Purchaser's or Seller's part. If Purchaser terminates as aforesaid, the deposit shall immediately thereupon be refunded to Purchaser. If Purchaser desires to close this transaction any and all awards given as a result of said damage or condemnation shall be assigned to Purchaser at the time of Closing.

18. **NOTICES**. Any notice, demand, request, consent or other instrument which may be or is required to be given shall be served personally or sent by Overnight Courier or by the United States mail, postage prepaid, and addressed to such party at its address set forth below or at such other place as either party may designate by written notice to the other or by facsimile. Any written notice served personally shall be deemed served on the date of its receipt. Any written notice sent by Overnight Courier shall be deemed served on the date it is placed in the possession of the Overnight Courier. Any written notice sent by mail shall be deemed served on the date it is placed in the possession of the Unite States Postal Service. Any written notice served by facsimile shall be deemed served on the date it is faxed as long as proof of said transmission is provided. For purposes of this Agreement, notice shall be sent to Seller and Purchaser as follows:

To Purchaser:	Kalvin Shunia 24725 Greenfield Road Southfield, MI 48075 Facsimile: 248.557.0513
With a copy to:	Patrick N. Butler General Counsel 31100 Stephenson Hwy. Madison Heights, MI 48071 Facsimile: 248.588.5057
To Seller:	The City of Fort Wayne, IN Citizens Square Attn: Daniel A. Brenner Property Manager 200 East Berry Suite 470 Fort Wayne, IN 46802

19. **CLOSING**. If all of the conditions and contingencies are completely satisfied, then a mutually acceptable Closing Date no later than 30 days after expiration of the Due Diligence Period shall be set. At Closing, the Seller shall be responsible for title insurance premium to issue a policy pursuant to the title commitment referenced above, and the costs of any recording fees to record any documents to clear title. The Purchaser shall pay the fees necessary to record the warranty deed and any other documents to transfer title. The Purchaser and the Seller shall each pay their own attorneys and each shall pay one-half of any Closing costs charged by any Closing agent. Possession of the Property shall be delivered to Purchaser as of 3:00 p.m. on the Date of Closing.

20. **DOCUMENTS**. Seller, at no additional fee or cost to Purchaser, shall turn over possession and assign to Purchaser prior to the Closing, any and all documents regarding the Property, including but not limited to all surveys, reports, results of tests, architectural drawings and plans and designs, that Seller has in its possession.

21. **BROKER**. The parties hereto represent and warrant each to the other, which representation and warranty shall survive the Closing, that there are no claims or amounts now or hereafter due for any brokerage, sales commissions or finder's fee in connection with the transaction set forth in this Agreement. Both parties further agree to indemnify and hold and save each other harmless from any claims or demands for commissions and/or sales fees incurred in connection or arising out the transaction set forth herein caused or arising out of that party's actions, errors or omissions.

22. **ADDITIONAL DOCUMENTS**. Each party agrees promptly to execute any additional documents reasonably requested by the other party in order to carry out the intent of this Agreement.

23. **GENDER REFERENCE**. The use of gender references is not meant to be a limitation, and the use of a particular gender shall be interpreted to include both masculine, feminine and neuter where the situation so demands, similarly, the use of the singular shall be interpreted to include the plural where the situation so demands and vice versa.

24. **GOVERNING LAW**. This Agreement shall be construed and enforced in accordance with the laws of the State of Indiana. The invalidity or unenforceability of any other provisions in this Agreement shall be construed in all respects as if such invalid or unenforceable provisions were amended.

25. **REVIEW AND INTERPRETATION**. Each party acknowledges that they have had the opportunity to review this Agreement with counsel of their own choosing and have executed this Agreement based upon such review. Further, this Agreement was the product of negotiation, and shall be construed as though prepared by both parties and no adverse interpretation shall be assigned to either party as the drafter.

26. **COUNTERPARTS**. The parties may execute this Agreement in counterparts, which, when combined shall constitute only one and the same Agreement.

27. **TIME IS OF THE ESSENCE**. Time is of the essence in all aspects of this Agreement.

28. **EXCHANGE COOPERATION**. Either party shall be permitted to assign its obligations under this Agreement to an intermediary for the purpose of effectuating a tax-deferred exchange or reverse tax deferred exchange of like kind Property under IRS Code section 1031 and the regulations thereunder, so long as such assignment shall not (a) delay or extend the Closing Date, or (b) require the other party to assume any additional obligations, incur any out-of-pocket expenses, or take title to any other Property. Neither party shall be, in any way, responsible nor liable for the tax or other consequences of the tax-deferred exchange or reverse tax deferred exchange (of attempted tax-deferred exchange) effected by the other party.

---------- SIGNATURE PAGE FOLLOWS----------
-

IN WITNESS WHEREOF, the parties have executed this Agreement the day and year first above written.

Purchaser:

Witness:

Kalvin Shunia Shareholder

Seller:

Witness:

City of Fort Wayne, Indiana
By: Daniel A. Brenner
Its: Property Manager

ACKNOWLEDGMENT OF DEPOSIT

Receipt of the deposit to be held in escrow in the amount of **TEN THOUSAND AND NO/100 DOLLARS ($10,000.00)** is hereby acknowledged, to hold the same pursuant to the terms and conditions of this Agreement.

City of Fort Wayne
Daniel A. Brenner

Seller

EXHIBIT "A"

A part of the East Half of the Northwest Quarter of Section 26, Township 30 North, Range 11 East, Aboite Township, Allen County, Indiana, and more particularly described as follows:

Commencing at a railroad spike marking the Northeast corner of said Northwest Quarter; with the North line of said Northwest Quarter being assumed as North 90 deg. 00 min. 00 sec. East; thence South 00 deg. 22 min. 04 sec. East, a distance of 643.50 feet; thence South 90 deg. 00 min. 00 sec. West, a distance of 7.21 feet to the East line of said Northwest Quarter; thence North 90 deg. 00 min. 00 sec. West, a distance of 22.76 feet to the POINT OF BEGINNING of this description on the Westerly right-of-way of Ellison Road as same was conveyed to the County of Allen County, Indiana by document 91-050897; thence South 89 deg. 56 min. 04 sec. West, a distance of 382.56 feet to the Northwest corner of Lot 5 in Collins Addition, Plat Book 6, page 92; thence North 00 deg. 03 min. 56 sec. West, a distance of 303.97 feet to a point on the South right-of-way of Liberty Mills Road as same was conveyed in the above referenced deed for Ellison Road; thence North 90 deg. 00 min. 00 sec. East along said right-of-way, a distance of 94.50 feet to the P.C. of a tangent curve to the right with a radius of 288.31 feet; a chord length of 406.42 feet and bearing South 45 deg. 11 min. 03 sec. East; thence along said curve an arc length of 451.02 feet; thence continuing tangent to said curve South 00 deg. 22 min. 04 sec. West, a distance of 17.07 feet to the POINT OF BEGINNING; and containing 2.259 acres, more or less.

EXCEPTING THEREFROM:

A part of the East Half of the Northwest Quarter of Section 26, Township 30 North, Range 11 East, Aboite Township, Allen County, Indiana, and more particularly described as follows:

Commencing at a Railroad spike at the Northeast Corner of the Northwest Quarter of Section 26, Township 30 North, Range 11 East (the North line of said Northwest Quarter being assumed North 90 deg. 00 min. 00 sec. East and basis of bearings); thence South 00 deg. 22 min. 04 sec. East, a distance of 643.50 feet; thence South 90 deg. 00 min. 00 sec. West, a distance of 7.21 feet to the East line of said Northwest Quarter; thence North 90 deg. 00 min. 00 sec. West, a distance of 22.76 feet to the Westerly right-of-way of Ellison Road as conveyed to the County of Allen County, Indiana by Document #91-050897; thence South 89 deg. 56 min. 04 sec. West, a distance of 382.56 feet; thence North 00 deg. 03 min. 56 sec. West, a distance of 262.42 feet to the POINT OF BEGINNING for the tract herein described; thence continuing North 00 deg. 03 min. 56 sec. West, a distance of 41.55 feet to the South right-of-way line of Liberty Mills Road as same is conveyed in the above referenced Deed for Ellison Road; thence South 90 deg. 00,min. 00 sec. East on said South right-of-way, a distance of 94.49 feet to the PC of a tangent curve to the right having a radius of 288.31 feet, a chord length of 153.29 feet and bearing South 74 deg. 35 min. 00 sec. East; thence on said curve and said Southerly right-of-way line, an arc length of 155.15 feet to a point on said curve; thence South 30 deg. 50 min. 01 sec. West, a distance of 5.00 feet; thence North 73 deg. 58 min. 32 sec. West, a distance of 108.83 feet; thence North 90 deg. 00 min. 00 sec. West, a distance of 108.50 feet; thence South 45 deg. 00 min. 00 sec. West, a distance of 37.54 feet to the POINT OF BEGINNING; containing 3683 square feet, more or less.

ADDENDUM TO AGREEMENT OF PURCHASE AND SALE

THIS ADDENDUM TO AGREEMENT OF PURCHASE AND SALE dated as of October 20, 2016 (the "Agreement") is made and entered into by and between the City of Fort Wayne, Indiana ("Seller"), and Fort Wayne Hospitality Trust, Inc., an Indiana corporation ("Purchaser"), to be effective as of December 22, 2016 ("Effective Date").

In consideration of the mutual promises, representations and undertakings of the parties, as set forth herein, and other good and valuable consideration, the receipt of which is hereby acknowledged, the parties agree as follows:

1. Successors and Assigns. The Agreement binds and benefits the parties and their personal representatives, administrators, successors and assigns.

2. Extension of Inspection Period. Section 2(a) of the Agreement of Purchase and Sale shall be amended to provide that the expiration date of the Inspection Period be extended to 6:00 p.m. on March 31, 2017 and that the Deposit shall remain refundable during such period.

3. Effect on Agreement. Except as specifically modified herein, all other terms and conditions of the Agreement shall remain in full force and effect without modification.

4. Counterparts. This Addendum may be executed in counterparts, each of which is considered an original, but when taken together shall constitute one and same instrument.

IN WITNESS WHEREOF, the parties have executed this Addendum on the dates set forth beneath their respective signatures to be effective as of the Effective Date.

"SELLER"

CITY OF FORT WAYNE, INDIANA

By: Daniel A. Brenner

Its: Property Manager

Date: 12/28/16

"PURCHASER"

FORT WAYNE HOSPITALITY TRUST, INC.

By:

Its: Assignor

Date: 12/27/16

IMPROVEMENT RESOLUTION NO. 0158C

MEMORIAL WAY CONCRETE STREET RECONSTRUCTION
WORK ORDER NO. 0158C

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: Memorial Way by removing and replacing the areas of bad concrete street pavement and adding two new inlets to improve drainage.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 1 day of February, 2017.

BOARD OF PUBLIC WORKS

Robert Kennedy, Chairman

Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey L. Richards, Clerk

Mar

Becketts Relief Interceptor Phase I Wetland Restoration
RESOLUTION NO. 76192

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

grading, seeding and planting of wetland species along the Becketts Relief Interceptor corridor.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, Becketts Relief Interceptor Phase I Wetland Restoration.

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne 2013 Sewer Utility Revenue Bond.

Declares the project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associated with this project.

Declares the engineer's estimate of the project's total cost is $136,863.00.

APPROVED THIS 8 DAY OF March, 2017.

BOARD OF PUBLIC WORKS

BY: _____
Robert P. Kennedy, Chairman

BY: Mike Avila
Mike Avila, Member

BY: _____
Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0072R

HANNA STREET TRAIL: BURNS BOULEVARD TO 370 FEET NORTH OF US 27
WORK ORDER NO. 0072R

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: Hanna Street by constructing a 10 foot wide,0.51 mile long asphalt trail on the west side of Hanna Street from Burns Boulevard to 370 feet north of US 27. The project also includes pedestrian crossings, ADA ramps, updating the drainage flow in ditches, and a park bench.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 8 day of March, 2017.

BOARD OF PUBLIC WORKS

Robert Kennedy, Chairman

Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey L. Richards, Clerk

IMPROVEMENT RESOLUTION NO. 12442

HOBSON ROAD CONCRETE STREET REHABILITATION
WORK ORDER NO. 12442

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: This phase of the project will involve the rehabilitation of Hobson Road from State Boulevard to Coliseum Boulevard in north-eastern Fort Wayne. The project will include rehabilitation of the existing concrete pavement and resurfacing with hot mix asphalt. The existing road section of 55 feet width shall be turned into single 10 foot through lanes with 5 foot bike lanes in each direction, a 15 foot center turn lane, new 5 foot sidewalk where needed, and approximately 11 foot park strips. This will provide a reduction in pavement of approximately 5 feet on both sides through most of the project area. New 6" inch curbing shall be included. All pedestrian infrastructures shall be brought up to current Public Right-of-Way Accessibility Guidelines by adding ADA curbramps, sidewalks and curbface walk. New concrete approaches for commercial, residential and alley will be installed. The storm sewer will be improved by installing turnouts into green space by creating bioswales with subsurface drainage, trees and filtering vegetation. There will be additional pavement markings and the traffic signals shall be modernized as needed. All work shall be constructed within the minimum 80 foot right of way section.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 1 day of March, 2017.

BOARD OF PUBLIC WORKS

Robert Kennedy, Chairman

Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey L. Richards
Lyndsey L. Richards, Clerk

A Resolution of the Board of Public Works
of the City of Fort Wayne, Indiana,
Approving the Financing of Various Vehicles and Equipment Items
by City Utilities and Authorizing Acceptance of a Lessor

Res. #104-3-29-17-2

WHEREAS, Fort Wayne City Utilities ("City Utilities") needs to acquire various vehicles and equipment items for use by several City Utilities departments for continued effective operations; and

WHEREAS, various bids have been let for the acquisition of various vehicles and equipment items and Common Council approval of the acquisition of said various vehicles and equipment items has either been received or is pending; and

WHEREAS, the Board of Public Works now deems it in the public interest to finance said various vehicles and equipment items rather than outright purchase said items; and

WHEREAS, sufficient net revenues are available from City Utilities to make lease financing debt payments on a timely basis as required for the financing of various vehicles and equipment items; and

WHEREAS, an informal request for quotes for lease financing in accordance with IC 5-22-6-1 from lessors was made to acquire the various vehicles and equipment items and to lease same to City Utilities, pursuant to the terms and conditions contained in Exhibit "A"; and

WHEREAS, the proposed financing provides for fair and reasonable rental and other equitable terms and conditions and, further, that the execution of said financing will permit the use and acquisition of said various vehicles and equipment items within the present financial capabilities of the City and therefore same is in the public interest.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA:

The Board of Public Works hereby authorizes City Utilities to lease, as lessee, those various vehicles and equipment items listed on the attached Exhibit "A", made a part hereof. It is understood that the exact lessor purchase costs for such various vehicles and equipment items listed on the Exhibit "A" shall be determined in accordance with bidding procedures of this City and accordingly subject to approval by the Common Council; however, the gross cost for such

purchases excluding financing costs shall not exceed One Million Seven Hundred Ten Thousand and no/100 Dollars ($1,710,000).

CITY OF FORT WAYNE, INDIANA
BOARD OF PUBLIC WORKS

Robert P. Kennedy, Chair

Kumar Menon, Member

Mike Avilla, Member

ATTEST: Lyndsey Richards, Clerk

Date: 3/29/17

City of Fort Wayne City Utilities **Exhibit A**
2017 Passenger Vehicle, Heavy Equipment & Equipment Lease Financing
Expected Purchases

Water		
Tandem Dump SS Bed	$	160,000
Backhoe w/ strobes	$	105,000
Hydrant Truck F250 w/ Box	$	47,000
Service Van	$	30,000
Service Van	$	30,000
Escape for Aqua	$	30,000
Colorado to replace 2 Ranger	$	25,000
Sewer		
Loader for Biosolids	$	265,000
TV Truck - chassis and equipment (replace 37039)	$	260,000
Full Size SUV w/ HD Tires (1) new	$	40,000
2 Ton Dump (crew) Truck (replace 37115)	$	135,000
Skid Loader - high flow w tracks (replace 57613)	$	85,000
Tri-Axle Dump Truck (1) (replacement) - 40159	$	170,000
Storm		
Mid Sized Excavator, 15' Dig Depth (1) (replace 54119)	$	130,000
Pickup Truck (1) (new)	$	35,000
24 Ton Backhoe Trailer (replace 72614)	$	28,000
Mid Sized SUV (1) (replace 27322)	$	30,000
Small Pickup Truck (1) (replacement 26318)	$	28,000
Small CCTV Camera System (1) (new)	$	60,000
Contingency	$	17,000
Total	**$**	**1,710,000**

IMPROVEMENT RESOLUTION NO. 0093A

2017 – SURFACE MILLING FOR STREET DEPARTMENT
WORK ORDER NO. 0093A

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: That it is deemed necessary to improve: Surface milling up to 1.5" of these asphalt streets to accept new asphalt placed by the City of Fort Wayne Street Department.

District 1

Forest Grove-Manchester to Midwood
St Joe Center- Lahmeyer to Hazelett
West end of shopping center to Maplecrest
Maplecrest to 1075' east
Lake – Coliseum(500' east) to Reed
Saymore- Countryview to Cul de sac

District 2

Third – Orchard to Marion
St. Joe River Drive- Anthony(concrete) to Crescent
Wallen Road-Coldwater to 570' West of Auburn
Maplecrest – 325' North of Rothman to City Limits

District 3

Lindenwood- State to Spring
Ludwig-600' East of Lima to Rodenbeck

District 4

Senna- Senna Ct to Mist Flower
Mistflower- Columbine to Primrose
Waterside- Cul-de-sac to Cul-de-sac
Hedgerow- Cul-de-sac to Watersedge
Ardmore-Three Oaks to 820' North
Brown- R/R to Brooklyn

District 5

Dewald- Webster to Calhoun
Wildwood- Fairfield to Hoagland
Taber- Calhoun to Clinton
Baker- Ewing to Calhoun
Brackenridge- Broadway to Fairfield
Harmony- Main to Berry
Fox- Home to Guildford
Indiana- Home to Plymouth
Indiana- Plymouth to Grace
Grace- Fox to Indiana

Indiana- Pettit to Sherwood Terrace
Opeeche- Hiawatha to Wawanossia
Ojibway- Wenonah to Wawanossia
Arcadia Court- Webster to Hoagland

District 6

Birchwood- Schele to Rodgers
Rudisill – Anthony to Euclid
Creighton – Wallace to S. Anthony
Holton- Pontiac to Creighton
Bowser-Roosevelt to 200' south
Mono Gene- Hessen Cassel to Dead End
Murray – Calhoun to Lafayette
Wallace – Lafayette to Hanna
Clay – Lasselle to Masterson
Monroe – Lasselle to Masterson

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 29 day of March, 2017.

BOARD OF PUBLIC WORKS

Robert Kennedy, Chairman

Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey L. Richards, Clerk

RESOLUTION NO. 104-3-29-17-1

FIRE STATION #10 HVAC REPLACEMENT PROJECT

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to remove and replace the existing HVAC system at Fire Station #10 located at 3122 North Anthony Boulevard in Fort Wayne, Indiana:

All in accordance with the details and specifications on file in the office of the Department of Public Works of said City; and such work is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement.

Approved this 29 day of March, 2017.

BOARD OF PUBLIC WORKS

Robert Kennedy, Chair

Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards

Lyndsey Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0137S

SIDEWALK TRIP HAZARD ELIMINATION 2017
WORK ORDER NO. 0137S

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve:
SIDEWALK TRIP HAZARD ELIMINATION BY WAY OF HORIZONTAL SAWING OF SIDEWALK PAVEMENT IN LOCATIONS TO BE DETERMINED.

DISTRICT NO. 1
A-GEORGETOWNE PLACE AND VILLAS COMMUNITY ASSOCIATION
B- LOFTEN WOODS

DISTRICT NO. 2
A-PINE VALLEY
B- FRANCIS SLOCUM

DISTRICT NO. 3
A-LINCOLN PARK
B- LIMA VALLEY

DISTRICT NO. 4
A-INVERNESS LAKES
B-WILLOW CREEK APARTMENTS

DISTRICT NO. 5
A-INDIAN VILLAGE
B- SOUTHWOOD PARK

DISTRICT NO. 6
A-CASSELWOOD TERRACE
B-HOEVELWOOD CIVIC

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 29 day of March, 2017.

BOARD OF PUBLIC WORKS

Robert Kennedy, Chairman

Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey L. Richards, Clerk

Resolution # 104-3-22-17-3

BOARD OF PUBLIC WORKS CONVEYANCE OF REAL ESTATE TO THE BOARD OF PARK COMMISSIONERS OF THE CITY OF FORT WAYNE

WHEREAS, The City of Fort Wayne is the owner of Part of Lot 15 and 16 in Hanna's Out Lot, part of Lot Seven (7) at the Southwest Corner of Wells Pre-emption in S2, T30N, R 12E and part of Lot Six (6) and Lot Seven (7) of Wells Reserve in Allen County, Indiana and more accurately described on Exhibit A attached, and

WHEREAS, The Board of Public Works desires to convey title of said property to the City of Fort Wayne Board of Park Commissioners for the development of a City Park, and

WHEREAS, The Board of Park Commissioners desires to have public records properly reflect ownership of said property, and

WHEREAS, The City of Fort Wayne Board of Public Works desires to have public records properly reflect ownership of said property,

NOW, THEREFORE, The Board of Public Works of the City of Fort Wayne, Indiana, hereby resolves to convey said real estate to the Board of Park Commissioners of the City of Fort Wayne.

Signed this 22nd day of March, 2017.

CITY OF FORT WAYNE
BOARD OF PUBLIC WORKS

Robert P. Kennedy, Chair

Mike Avilla, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey Richards, Clerk

EXHIBIT "A"

PARCEL I:

All of Hanna's Out Lot 16 which lies south of the Penn-Central Railroad tracks and that part of Hanna's Out Lot 15 which lies south of a line which begins at a point on the west line of Out Lot 16, 190 feet south of the south right-of-way line of Penn-Central Railroad tracks and runs west perpendicular to the west line of Hanna's Out Lot 16 to the water's edge of the St. Mary's River. Subject to the right-of-way for Ewing Street.

PIN: 02-12-02-182-002.000-074

PARCEL II:

All that part of the Southwest corner of Lot 7 in Wells Pre-emption, in Section 2, Township 30 North, Range 12 East, bounded on the East by Lima Plank Road or Wells Street; on the West by the fractional Northwest Quarter of Section 2, Township 30 North, Range 12 East; on the South by the St. Mary's River; and on the North by the right-of-way of Fort Wayne, Jackson and Saginaw Railroad.

PIN: 02-12-02-183-002.000-074

PARCEL III:

All that tract or parcel of land lying and being South and East of the New York Central Railroad and South and East of land condemned in the Superior Court of Allen County, by the Lake Shore and Michigan Southern Railway, now the New York Central Railroad, all in Lots numbered Six (6) and Seven (7) of Wells Reserve, and being South and West of the real estate conveyed to the Fort Wayne Board of Park Commissioners by deeds recorded as Document Numbers 84-028256 and 990094251; excepting therefrom a strip seventy feet (70) by one hundred and fifty feet (150) fronting on Cass Street conveyed to William J. F. Horstmen on November 7, 1907 by deed recorded in Volume 195 of the Deed Records of Allen County, at page 392; also excepting therefrom, that part of Lot 7 lying from Cass Street west.
Subject to the right-of-way for Harrison Street, Wells Street and Cass Street.

PIN: 02-12-02-251-002.000-074

Working Shaft Area Improvements
RESOLUTION NO. 76298

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

The CONTRACTOR shall furnish all labor, materials, supplies, and equipment required to perform the following:

> This project will include the demolition of the buildings located at 800 Glasgow Avenue, clear and grub as necessary for demolition and site restoration. Underground storage tanks will be removed and properly disposed of as part of this project. The property is improved with a single story building and connected four story building totaling approximately 108,585 SF. Site restoration will be completed in order to provide adequate staging areas for future construction projects.

Said improvements with all their appurtenances shall be constructed in accordance with the drawings and specifications titled, Working Shaft Area Improvements.

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Wastewater Utility (Revenue Bond).

Declares the project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Public Works will acquire the property rights described in Attachment "A" (Property Acquisition Summary Sheet).

States there are costs of $272,500.00 for the purchase of property associated with this project.

Declares the engineer's estimate of the project's total cost is $1,116,500.00.

APPROVED THIS 22 DAY OF March, 2017.

BOARD OF PUBLIC WORKS

BY: _____
Robert P. Kennedy, Chairman

BY: Mike Avila
Mike Avila, Member

BY: _____
Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey Richards, Clerk

Attachment "A"

WO#76298 - Working Shaft Area improvements - Property Acquisition Summary

PARCEL NO.	DESIGN SHEET NO.	PROPERTY OWNER	PROPERTY ADDRESS	PARCEL NO.	FEE SIMPLE PROPERTY PURCHASE	PERMANENT EASEMENT	TEMPORARY EASEMENT	REMARKS	EASEMENT DOCUMENT NUMBER
1	4	Property Max MMXIV LLC	800 GLASGOW AVE	02-13-06-327-005.000-074	X	N/A	N/A	In Progress	
2	4	Property Max MMXIV LLC	800 GLASGOW AVE	02-13-06-326-001.000-074	X	N/A	N/A	In Progress	

Spy Run Interceptor Relief-Siphons
RESOLUTION NO. 76118

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

This project consists of installing three additional inverted siphons along the Spy Run Interceptor to provide additional capacity to the system. An additional siphon will be added to the Spy Run Creek crossing between Wells St. and Vesey Park, the Spy Run Creek crossing between Westbrook Dr. and Eastbrook Dr., and the St. Joseph River crossing between Spy Run Ave. and Northside Dr.. Approximately 534 L.F. of 30" sanitary sewer piping and fittings along with nine structures will be required to complete the three siphons.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, **Spy Run Interceptor Relief-Siphons.**

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility SRF Loan.

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Public Works will acquire the property rights described in Attachment "A" (Property Acquisition Summary Sheet).

States there are costs of $3,025.00 for the purchase of easements associated with this project.

Declares the engineer's estimate of the project's total cost is $1,187,906.00.

APPROVED THIS 22 DAY OF March, 2017.

BOARD OF PUBLIC WORKS

BY: _____
Robert P. Kennedy, Chairman

BY: Mike Avila
Mike Avila, Member

BY: _____
Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey Richards, Clerk

CALIFORNIA ROAD WATER MAIN EXTENSION
RESOLUTION NO. 66484

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Includes the installation of approximately 3780 LF of 12-inch water main extension and associated valves, fire hydrants, and other appurtenances.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, "California Road Water Main Extension."

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Water Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Public Works will acquire the property rights described in Attachment "A" (Property Acquisition Summary Sheet).

Declares the engineer's estimate of the project's total cost is $514,000.

APPROVED THIS 22 DAY OF March, 2017.

BOARD OF PUBLIC WORKS

BY: _____
Robert P. Kennedy, Chairman

BY: _____
Mike Avila, Member

BY: _____
Kumar Menon, Member

ATTEST: _____
Lyndsey Richards, Clerk

FORT WAYNE CITY UTILITIES LARGE METER TESTING AND REPLACEMENT GUARANTEED SAVINGS CONTRACT REQUEST FOR QUALIFICATIONS (RFQ)

Resolution No. 104-3-22-17-2

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Whereas, City Utilities is looking for qualified engineers and contractors for performance-based contracting service in accordance with I.C. 36-1-12.5. to provide engineering, contracting, and financing of the City Utilities large water meters testing and replacement; and

Whereas, the project is necessary for the protection of public health and welfare of the in habitants of the area and fairly billing all large water meter customer's; and

Whereas, this project is of public utility benefit; and

Whereas, City Utilities is looking to take competitive proposals in 2017 and complete the work in 2018 or before; and

Whereas, the Board of Public Works resolves that it is in our customers' best interest and the Utility's best interest, that we test our large water meteres and replace failing and miss sized water meters.

APPROVED THIS 22 DAY OF March, 2017.

BOARD OF PUBLIC WORKS

BY: _____
Robert P. Kennedy, Chairman

BY: _____
Mike Avila, Member

BY: _____
Kumar Menon, Member

ATTEST: _____
Lyndsey Richards, Clerk

A RESOLUTION OF THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, ACQUIRING CERTAIN REAL PROPERTY FOR USE BY THE CITY OF FORT WAYNE, INDIANA TO FACILITATE THE UPPER BECKETTS EQUALIZATION FACILITY PROJECT

RESOLUTION NUMBER 104-3-22-17-1

WHEREAS, the City of Fort Wayne (the "City") intends to install an equalization tank facility in the area of Till Road and Lima Road in Fort Wayne in order to improve sewer service to the area during wet weather events (the "Equalization Tank Project"); and

WHEREAS, the City wishes to purchase a certain parcel of real property, located between W. DuPont Road & W. Till Road, to the east of Lima Road, Fort Wayne, Indiana, being more particularly depicted and described in Exhibit "1" attached hereto (the "Real Property"), which will be the location of the Equalization Tank Project; and

WHEREAS, the Real Property is owned by John Houser, who has voluntarily elected to sell the Real Property to the City; and

WHEREAS, the agreed-upon purchase price for the Real Property is Forty One Thousand and No/100 Dollars ($41,000.00) which is the average value of two independent appraisals of the Real Property; and

WHEREAS, City Ordinance section 37.25 requires all real estate acquisitions to be approved by the Common Council for the City of Fort Wayne.

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF FORT WAYNE, INDIANA BOARD OF PUBLIC WORKS AS FOLLOWS:

Finding that the Equalization Tank Project is of benefit to the public, the purchase of a fee simple interest in the Real Property by the City of Fort Wayne, Indiana, for the price of Forty One Thousand and No/100 Dollars ($41,000.00) is hereby approved.

(Remainder of the page intentionally left blank—signature page to follow.)

APPROVED this 22nd day March 2017.

BOARD OF PUBLIC WORKS

By: _____
Robert P. Kennedy, Chair

By: _____
Kumar Menon, Member

By: _____
Mike Avila, Member

Attest: _____
Lyndsey L. Richards, Clerk

Prepared by: Seth Weinglass, City of Fort Wayne, Program Manager, Capital Project Services

ACKNOWLEDGEMENT

STATE OF INDIANA)
) **SS**
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared Robert P. Kennedy, Kumar Menon, and Mike Avila, as Members of the Board of Public Works of the City of Fort Wayne, and Lyndsey Richards, Clerk of the Board of Works, and acknowledged the execution of the foregoing contract as and for their voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 22nd day of March 2017.

_____
Notary Public

My Commission Expires:

12/02/2020

Resident of Allen County

Lindsay K Haggerty
Printed Name of Notary

Lindsay K Haggerty
Notary Public State of Indiana
Allen County
My Commission Expires 12/02/2020

EXHIBIT 1

PROPERTY OWNER NAMES AND MAILING ADDRESSES:

Landowners: John Houser
Mailing Address: 10834 Birkdale Court
Fort Wayne, IN 46814

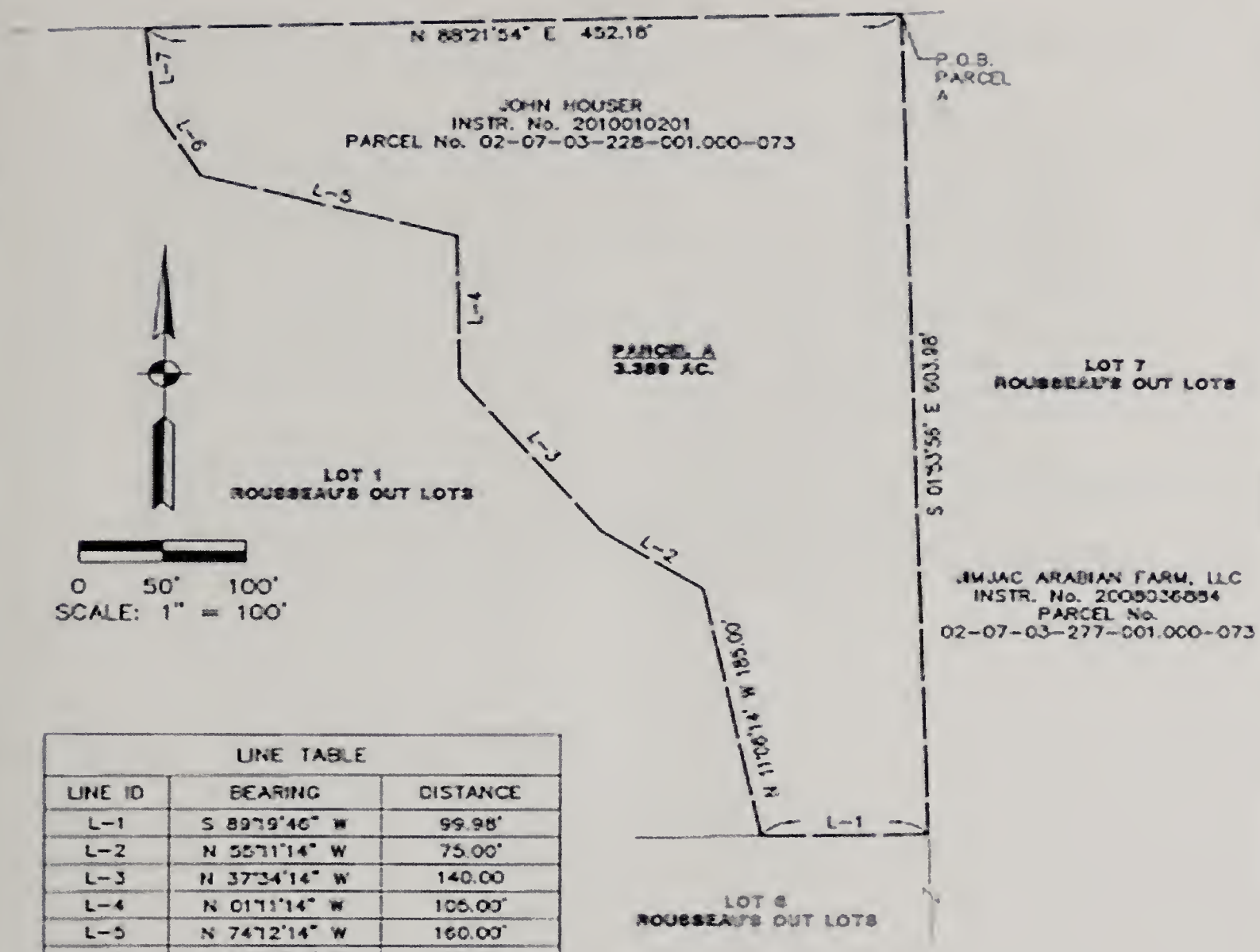
AFFECTED PROPERTY: Parcel number 02-07-03-228-001.000-073

LAST DEED OF RECORD: Allen County Recorder document number 2010010201

INTEREST TO BE ACQUIRED: Fee simple in a 3.389 acre parcel of land (legal description and drawing attached).

EXHIBIT "A"
PAGE 1 OF 2

PARCEL A FROM SURVEY
INSTR. No. 2015042421



LINE TABLE		
LINE ID	BEARING	DISTANCE
L-1	S 89°19'46" W	99.98'
L-2	N 55°31'14" W	75.00'
L-3	N 37°34'14" W	140.00
L-4	N 01°11'14" W	105.00'
L-5	N 74°12'14" W	160.00'
L-6	N 29°37'14" W	56.00
L-7	N 05°09'14" W	59.79'

NOTES:
HORIZONTAL DATUM IS THE EAST ZONE OF THE INDIANA STATE PLANE COORDINATE SYSTEM, NAD83(2011). SEE BOUNDARY SURVEY RECORDED AS INSTRUMENT No. 2015042421, AUGUST 14, 2015.

THIS DRAWING IS NOT INTENDED TO BE REPRESENTED AS A RETRACEMENT OR ORIGINAL BOUNDARY SURVEY, A ROUTE SURVEY, OR A SURVEYOR LOCATION REPORT.

LEGEND

PROPERTY LINE

PARCEL LINE

PART OF LOT 1 OF ROUSSEAU'S OUT LOTS IN THE S. 1/2 OF THE NE. 1/4, SEC. 3, T. 31 N., R. 12 E. CITY OF FORT WAYNE, WASHINGTON TOWNSHIP, ALLEN COUNTY, INDIANA

JOHN HOUSER
TO
CITY OF FORT WAYNE

Scale: 1" = 100'
Proj. No. 15-3355
Drawn By: RJS
Checked By: MRH
Date: 09/03/2015

THIS EXHIBIT WAS PREPARED BY:

VS ENGINEERING, INC.
4275 N. HIGH SCHOOL RD. INDIANAPOLIS, INDIANA 46254
TEL. (317) 293-3542 FAX: (317) 293-4737

EXHIBIT "A"
PAGE 1 OF 2

PARCEL A FROM SURVEY
INSTR. No. 2015042421

PARCEL A

All that part of Lot 1 in Rousseau's Out Lots (Plat Book 7, Page 50), lying east of the center of Beckett's Run, more particularly described as follows:

Beginning at the northeast corner of Lot 1 in Rousseau's Out Lots, said point being marked by a 5/8-inch rebar with orange cap stamped VSEI 0053, set this survey (hereafter referred to as a rebar set); thence South 01 degrees 53 minutes 56 seconds East (basis of bearings - Indiana State Plane Coordinate System, East Zone NAD83(2011)) 603.98 feet along the east line of said lot to the southeast corner of said lot and a rebar set; thence South 89 degrees 19 minutes 46 seconds West 99.98 feet along the south line of said lot, passing through a rebar set at 69.98 feet to the center of Beckett's Run as defined by the plat of Lima Meadow, Section 1 (Instr. No. 94-63019); thence along the centerline of Beckett's Run, the following seven courses: 1) North 11 degrees 06 minutes 14 seconds West 185.00 feet; 2) North 55 degrees 11 minutes 14 seconds West 75.00 feet; 3) North 37 degrees 34 minutes 14 seconds West 140.00 feet; 4) North 01 degrees 11 minutes 14 seconds West 105.00 feet; 5) North 74 degrees 12 minutes 14 seconds West 160.00 feet; 6) North 29 degrees 57 minutes 14 seconds West 56.00 feet; 7) North 05 degrees 09 minutes 14 seconds West 59.79 feet to the north line of said lot also being the north line of the South Half of the Northeast Quarter of Section 3; thence North 88 degrees 21 minutes 54 seconds East 452.18 feet along said north line, passing through a rebar set at 55.00 feet, to the point of beginning; containing 3.389 acres more or less, subject to all pertinent rights-of-way and easements.

9/3/15

VS ENGINEERING, INC.
MATTHEW R. HEALY, P.S.
PROFESSIONAL SURVEYOR NO. 21000201
STATE OF INDIANA

MATTHEW R. HEALY
REGISTERED
No. 21000201
STATE OF INDIANA
PROFESSIONAL SURVEYOR

PART OF LOT 1 OF ROUSSEAU'S OUT LOTS IN THE S. 1/2 OF THE NE. 1/4, SEC. 3, T. 31 N., R. 12 E. CITY OF FORT WAYNE, WASHINGTON TOWNSHIP, ALLEN COUNTY, INDIANA	N/A
	Proj. No. 15-3355
JOHN HOUSER TO CITY OF FORT WAYNE	Drawn By: RJS
	Checked By: MRH
	Date: 09/03/2015

THIS EXHIBIT WAS PREPARED BY:
VS ENGINEERING, INC.
4275 N. HIGH SCHOOL RD. INDIANAPOLIS, INDIANA 46254
TEL. (317) 293-3542 FAX: (317) 293-4737

TRANSFER OF UTILITY OWNERSHIP AND EASEMENT AGREEMENT

Geiger Headquarters, 7311 Venture Lane Ft. Wayne, Indiana 46818

Cross Reference to Document(s) 2016062724

Resolution 104-3-1-17-1

THIS Transfer of Utility Ownership and Easement Agreement ("Agreement") is entered into this 1 day of March, 2017, by and between **SCRE Exchange, LLC** ("Grantor"), and the **City of Fort Wayne, Indiana, Board of Stormwater Management** ("City"), for and in consideration of the following and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, to wit:

1. Grantor owns certain real estate recorded in the office of the Recorder of Allen County, Indiana, at the cross reference document(s) listed above, through which real estate is located a stormwater drainage system and related facilities that serve the real estate, a part of which, identified on the attached Exhibit A, Grantor has requested that City take ownership of as part of City's public stormwater drainage system, and City does hereby accept said Exhibit "A" into City's public stormwater drainage system ("City Utility Facilities") and will at City's expense operate, maintain, repair and replace the City Utility Facilities in accordance with federal, state and local laws and regulations in order to guarantee its proper operation.

2. Grantor hereby grants, warrants, and conveys to City a permanent, non-exclusive stormwater drainage easement, legally described and in the locations and dimensions depicted in the attached Exhibit B, over, under, across and through the Real Estate ("Easement"), together with any existing City Utility Facilities within the Easement.

3. Anything that was legally installed in the Easement prior to the approval of this Agreement and that does not comply with this Section 3 may remain as an authorized obstruction. Other authorized obstructions that Grantor may install in the Easement shall include asphalt or concrete pavement, curbs, grass, and low level plantings not exceeding three (3) feet in height at maximum growth; provided, however, that all City Utility Facilities that must be accessible are readily accessible. Except as permitted in this Agreement, nothing shall be placed in, on, over or under the Easement which will obstruct or interfere with the purpose of the Easement as established by this Agreement, unless such placement has City's prior written authorization. City may remove any unauthorized obstruction or impediment placed or arising upon the Easement, without obligation to restore or replace said unauthorized obstruction or impediment.

4. City, including its employees, agents and assigns, has the right of ingress and egress on and over the Easement at all times for the purposes of constructing, operating and maintaining the City

Utility Facilities within the Easement. For non-emergency construction, operation or maintenance, City will provide reasonable notice to Grantor prior to entering upon the Easement and will use reasonable efforts to minimize interference with Grantor's use of the Easement. In an emergency, City will proceed with notice, maintenance and/or other appropriate emergency actions pursuant to City of Fort Wayne and other applicable regulations.

5. City will assume responsibility for claims resulting from damage to any land, improvement or the environment within the Easement, or to any land or improvements used for ingress and egress to the Easement, caused by City, including City's employees, during construction, operation, maintenance or reconstruction of the City Utility Facilities, provided that such responsibility shall not include damage caused by the placement of any unauthorized structure within the Easement in violation of this Agreement, in which case no liability will be assumed by City. Within its limited responsibility, City agrees to restore the property to a condition similar to the condition of the property before City's entry onto the property for the purposes set out in this Agreement. However, City shall not be responsible for indirect or consequential damages caused by its actions pursuant to the purposes of this Agreement.

6. Grantor agrees to indemnify and hold harmless City, its agents, employees, contractors and assigns, from and against any and all claims against City for damages, injuries, losses, demands or costs arising out of or in any manner associated with Grantor's operation, use or maintenance of the Easement, except for claims arising as a result of City's own negligent or intentional acts.

7. City agrees to indemnify and hold harmless Grantor against all liability, loss, direct damage, costs or expenses, including claims of lien of laborers, material suppliers or others, for work performed on the Easement by City.

8. At such future time as the City Utility Facilities shall cease to be used, and upon City's written approval, not to be unreasonably conditioned, delayed or withheld, this Agreement shall terminate and be of no further force and effect.

9. Grantor acknowledges that the consideration received for the conveyance made herein does not include any express or implied release or waiver by City of rights to subject Grantor and its property to City's sewer rates, drainage fees, potable water rates, rentals, and City's other charges, including special assessments, as may be authorized by law.

10. The Easement is granted subject to all prior easements or encumbrances of record. Except as to the rights granted herein, Grantor shall have the full use and control of the Easement.

11. Grantor covenants that it is lawfully seized of the property through which the Easement is granted and that it has full right and power to convey the same.

12. The terms and provisions of this Agreement shall be binding upon City, its successors, nominees and assigns in right, title, and interest in and to the City Utility Facilities, and upon the current owner of the Real Estate, its successors, nominees and assigns, and shall run with the Real Estate.

13. This Agreement may only be amended by prior written consent signed by Grantor and City. The laws of the State of Indiana shall govern this Agreement.

[Signatures appear on following pages]

IN WITNESS WHEREOF the Grantor and City have executed this Transfer of Utility Ownership and Easement Agreement, and said Agreement is effective, as of the date first indicated above.

GRANTOR

By: _____
Jay Geiger, Member SURE EXCHANGE, LLC

By: _____
Name, Title

By: _____
Name, Title

By: _____
Name, Title

CITY

By: _____
Robert P. Kennedy, Chair

By: Absent
Mike Avila, Member

By: _____
Matthew Wirtz, Member

Attest: _____ 3/1/17
Lyndsey Richards, Clerk

ACKNOWLEDGEMENT
GRANTOR

STATE OF Indiana)
) **SS**
COUNTY OF Allen)

BEFORE ME, a Notary Public In and for said State and County, personally appeared Jay Geiger - MEMBER SCRE EXCHANGE, LLC,
and acknowledged the execution of the foregoing Contract as a voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 31 day of January, 20 17.

My Commission Expires: Nov. 2021

Eva-Marie Misiko
Notary Public Signature

Resident of Allen County

Eva-Marie Misiko
Printed Name

EVA-MARIE MISIKO
Notary Public, State of Indiana
Allen County
Commission # 648841
My Commission Expires
November 04, 2021

ACKNOWLEDGEMENT
CITY

STATE OF INDIANA)
) **SS**
COUNTY OF ALLEN)

BEFORE ME, a Notary Public in and for said State and County personally appeared **Robert P. Kennedy, Mike Avila and Matthew Wirtz** as Members of the Board of Public Stormwater Management, and **Lyndsey Richards**, Clerk of the Board, and acknowledged the execution of the foregoing Contract as and for their voluntary act and deed.

WITNESS my hand and notarial seal this 1 day of March 20 17.

My Commission Expires: 12/02/2020

Lindsay K Haggerty
Notary Public
Lindsay K Haggerty
Notary Public Seal State of Indiana
Allen County
My Commission Expires 12/02/2020

Lindsay K Haggerty
Printed Name

Resident of allen County

I affirm, under penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law. DeWayne J. Nodine.

This instrument prepared by DeWayne J. Nodine, Manager Fort Wayne City Utilities, Development Services, 200 East Berry Street, Suite 140, Fort Wayne, Indiana 46802.
Form Date January 27, 2017

Exhibit "A"

Line ST-4 to St-7

Beginning at structure st-4 (metal end section) located 570± feet south and 92± feet west of the intersection of Venture Lane & West Cook Road. Thence northeasterly 86 ± lineal feet of 24-Inch diameter HDPE pipe to structure ST-5. Thence northerly 400± lineal feet of 24-Inch diameter HDPE to structure ST-6. Thence northwesterly 67± lineal feet of 24-Inch diameter HDPE to ST-7. Thence westerly 20± lineal feet of 12-Inch diameter HDPE to structure ST-8 (metal end section).

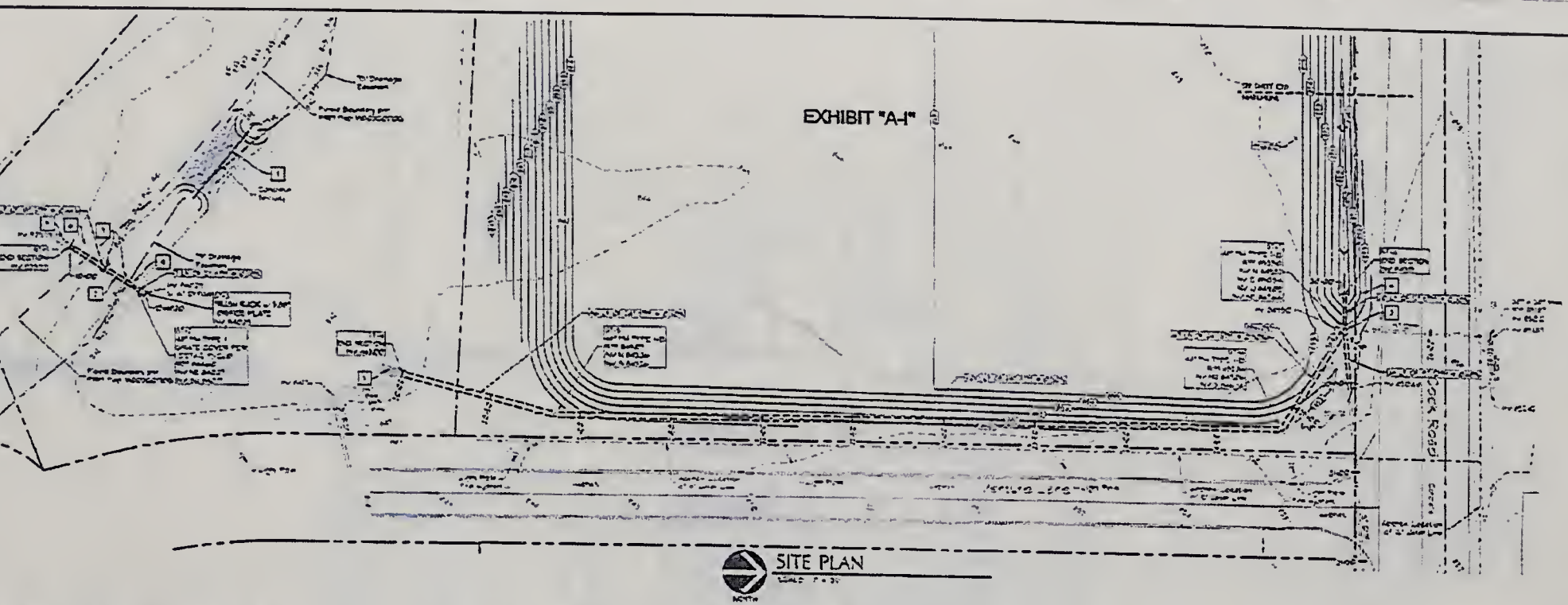
Line ST-7 to Existing Inlet #1

Beginning at structure ST-7 located 100± feet west and 67± feet south of the intersection of Venture Lane & West Cook Road. Thence northerly 80± lineal feet of 15-Inch diameter CMP structure Existing Inlet #1 (30-Inch x 30-Inch Concrete Inlet).

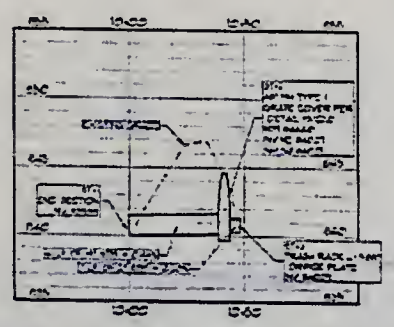
St-7 to Existing Inlet #2

Beginning at structure ST-7 located 100± feet west and 67± feet south of the intersection of Venture Lane & West Cook Road. Thence northeasterly 160± lineal feet of 15-Inch diameter CMP to Existing Inlet #2 (30-Inch x 30-Inch Concrete Inlet)

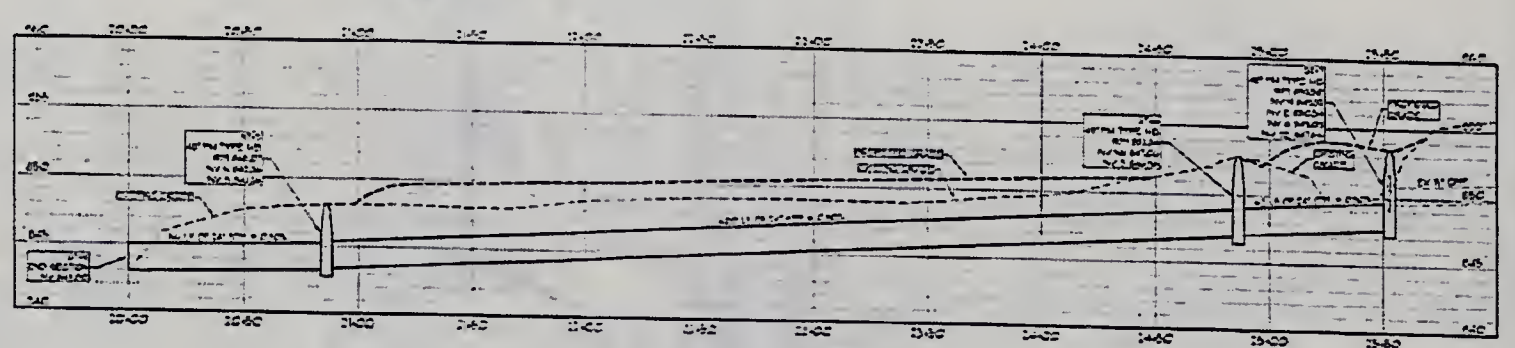
EXHIBIT "A-1"



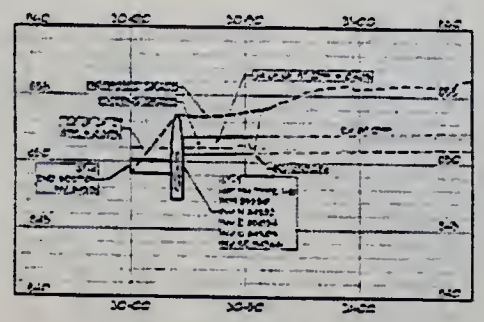
SITE PLAN



ST-1 to ST-3 (BASIN OUTLET) PROFILE



ST-4 to ST-7 PROFILE



ST-8 to Ex CMP PROFILE

PROPOSED LEGEND:

GRADING LEGEND:

UTILITY NOTES:

STORM SEWER NOTES:

GENERAL NOTES:

DON'T DIG BLIND

HOLEY MOLEY

1-800-382-5544
CALL TOLL FREE

1-800-428-5200
FOR CALLS OUTSIDE INDIANA

ENGINEERING Resources, Inc.

FOX CONTRACTORS CORP.

Thoma Fill Site
Cook Road
Fort Wayne, IN

REVISIONS

SITE PLAN & PROFILE

C1.0

Miller Land Surveying, Inc.

Corporate Office: 221 Tower Drive, P.O. Box 34, Monroe, IN 46772, Phone: 260-692-6166, Fax: 260-692-6242
Fort Wayne Office: 217 Airport North Office Park, Fort Wayne, IN 46825, Phone: 260-489-8571, Fax: 260-489-8570

EXHIBIT "B"

Storm Sewer Easement Description
0.436 Acres

Part of the Northwest Quarter of Section 16, Township 31 North, Range 12 East of the Second Principal Meridian, Washington Township in Allen County, Indiana, more particularly described as follows:

Commencing at a Chiseled "X" marking the Northeast corner of said Northwest Quarter; thence South 01 degrees 44 minutes 49 seconds East (GPS grid bearing and basis of bearings to follow), a distance of 50.00 feet (deed) along the East line of said Northwest Quarter to the South right-of-way line of Cook Road; thence South 88 degrees 50 minutes 19 seconds West, a distance of 500.00 feet (deed) along said South right-of-way line being parallel with and 50 feet distant from the North line of said Northwest Quarter to a 5/8" steel rebar with a "Miller Firm #0095" identification cap set on the West right-of-way line of Venture Lane, said point being the POINT OF BEGINNING of the herein described easement; thence South 01 degrees 09 minutes 43 seconds East, a distance of 437.72 feet along said West right-of-way line; thence South 15 degrees 27 minutes 28 seconds West, a distance of 58.30 feet to the South line of an existing tract described in Document Number 2016062724 in the Office of the Recorder of Allen County, Indiana; thence North 88 degrees 04 minutes 26 seconds West, a distance of 20.57 feet along said South line; thence North 15 degrees 27 minutes 28 seconds East, a distance of 60.20 feet; thence North 01 degrees 09 minutes 43 seconds West, a distance of 387.56 feet parallel with the West right-of-way line of said Venture Lane; thence North 68 degrees 31 minutes 26 seconds West, a distance of 70.75 feet; thence South 88 degrees 50 minutes 19 seconds West, a distance of 345.33 feet parallel with the South right-of-way line of Cook Road, thence North 01 degrees 09 minutes 41 seconds West, a distance of 20.00 feet to said South right-of-way line; thence North 88 degrees 50 minutes 19 seconds East, a distance of 430.63 feet along said South right-of-way line to the Point of Beginning. Containing 0.436 Acres, more or less. Subject to easements of record.

Survey Job #16093719
Date: January 31, 2017
Revised: February 3, 2017
Miller Land Surveying, Inc.

Corporate Office
221 Tower Drive
Monroe, IN 46772
Phone: (260) 692-6166
Fax: (260) 692-6242

Miller Land Surveying, Inc.

EASEMENT SKETCH

Fort Wayne Office
217 Airport North Office Park
Fort Wayne, IN 46825
Phone: (260) 489-8571
Fax: (260) 489-8570

Brett R. Miller, P.S. No.LS20300059 Robert J. Marucci, P.S. No.LS20400028

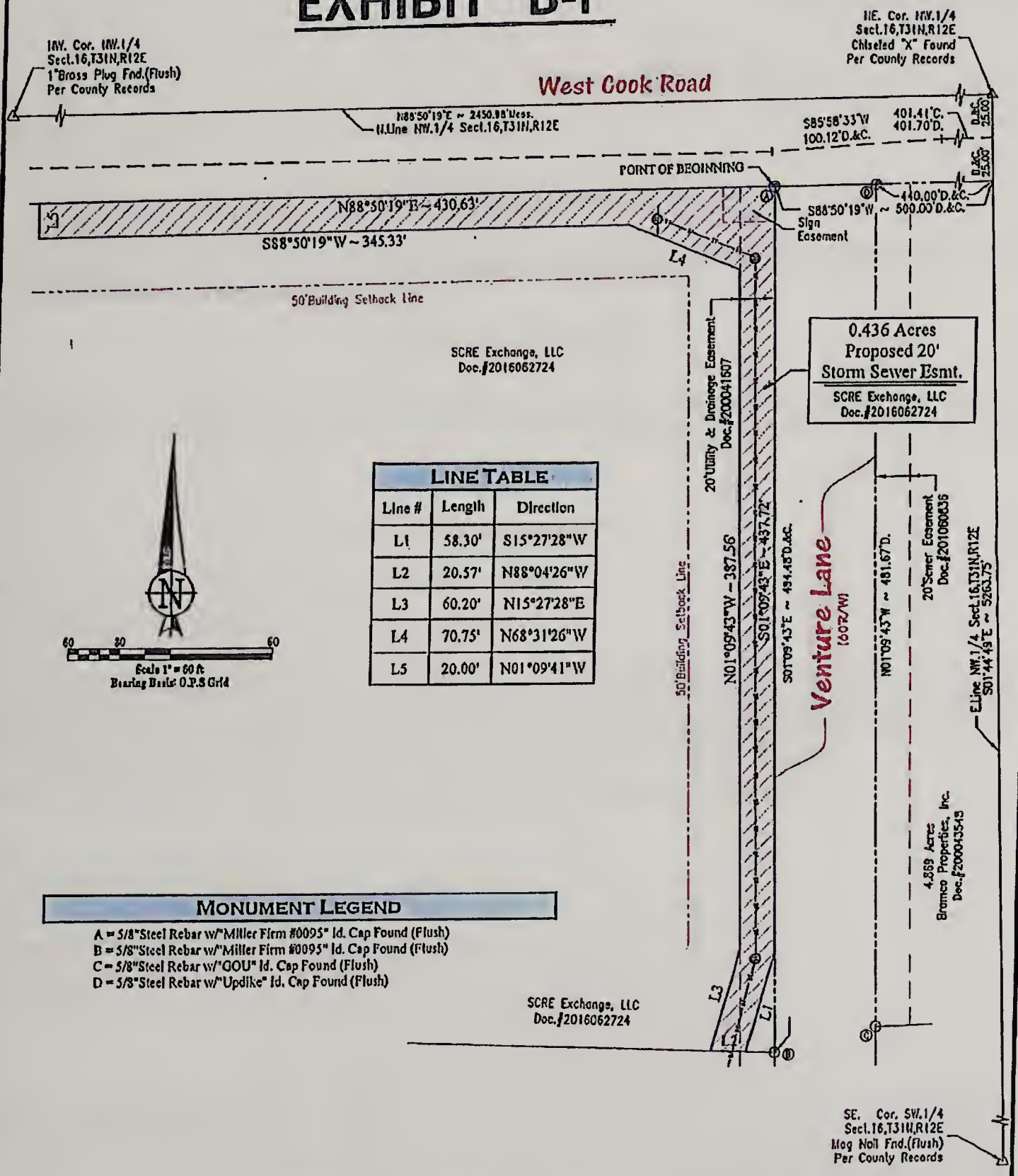
www.mlswebsite.us

Precision and Professionalism is where we draw the line.

LEGAL DESCRIPTION

See Attached.

EXHIBIT "B-I"



LINE TABLE

Line #	Length	Direction
L1	58.30'	S15°27'28"W
L2	20.57'	N88°04'26"W
L3	60.20'	N15°27'28"E
L4	70.75'	N68°31'26"W
L5	20.00'	N01°09'41"W

MONUMENT LEGEND

A = 5/8"Steel Rebar w/"Miller Firm #0095" Id. Cap Found (Flush)
B = 5/8"Steel Rebar w/"Miller Firm #0095" Id. Cap Found (Flush)
C = 5/8"Steel Rebar w/"GOU" Id. Cap Found (Flush)
D = 5/8"Steel Rebar w/"Updike" Id. Cap Found (Flush)

Survey No. 16093719_easement
County: Allen Township: Washington Sect/Twp/Rng: Sect.16,T31N,R12E Drawn by: CAM
For: Geiger
Fieldwork Completed: January 30, 2017
IN WITNESS WHEREOF, I hereunto place my hand and seal this 31st day of January 2017.
Revised: February 3, 2017

Brett R. Miller, P.S. NO. 20300059

BRETT R. MILLER REGISTERED No.LS20300059 STATE OF INDIANA LAND SURVEYOR

I hereby certify that to the best of my knowledge and belief this plat represents a survey conducted under my supervision in accordance with Title 865 IAC 1-12-1 thru 30.

Legend

POB	- Point of Beginning
M.	- Measured
R.	- Record
C.	- Calculated
D.	- Deed
	- Right of Way (R/W)
	- Building Setback Line
	- Center Line

(Drawing Name:16093719_easement.dwg)

2016062724
RECORDED: 11/22/2016 1:43:31 PM
ANITA MATHER
ALLEN COUNTY RECORDER
FORT WAYNE, IN

Tax ID No.
80-0016-0036
02-07-16-126-001.000-073 Washington 6209921

CORPORATE WARRANTY DEED

THIS INDENTURE WITNESSETH THAT

Thoma Development Corporation, an Indiana corporation, a corporation organized and existing under the laws of the State of Indiana

CONVEYS AND WARRANTS TO

SCRE Exchange, LLC, an Indiana limited liability company, for Ten Dollars and other valuable consideration, the receipt whereof is hereby acknowledged, the following described REAL ESTATE in Allen County, in the State of Indiana, to-wit:

SEE ATTACHED EXHIBIT "A"

Subject to Real Estate taxes now due and payable and thereafter.

Subject to covenants, restrictions and easements of record.

The undersigned persons executing this deed on behalf of Grantor represent and certify that they are duly authorized to act for the Grantor and have been fully empowered, by proper resolution of the Board of Directors of Grantor, to execute and deliver this deed; that Grantor has full corporate capacity to convey the real estate described herein; and that all necessary corporate action for the making of such conveyance has been taken and done.

IN WITNESS WHEREOF, the Grantor has executed this deed this 18th day of November, 2016.

Thoma Development Corporation

By: George Pappas
Title: President

MTC File No.: 16-22636(CWD)

AUDITOR'S OFFICE
Duly entered for taxation. Subject
to final acceptance for transfer.
Nov 22 2016
TERA K. KLUTZ
AUDITOR OF ALLEN COUNTY

State of Indiana, County of Allen ss:

Before me, a Notary Public in and for said County and State, personally appeared George Pappas, President of Thoma Development Corporation who acknowledged the execution of the foregoing Deed for and on behalf of said Grantor, and who having been duly sworn, stated that the representations contained therein are true.

WITNESS, my hand and Seal this 18th day of November, 2016.

My Commission Expires: 11-4-2022

Signature of Notary Public

CHAD R. ELDRIDGE
Printed Name of Notary Public

ALLEN, IN
Notary Public County and State of Residence

NOTARY PUBLIC SEAL INDIANA

CHAD R. ELDRIDGE, Notary Public
Allen County, State of Indiana
My Commission Expires November 4, 2022

This Instrument was prepared by:
Andrew R. Drake, Attorney-at-Law
11711 N. Pennsylvania St., Suite 110, Carmel, IN 46032

Property Address:
Vacant Land, W. Cook Road (7.480 Acres)
Fort Wayne, IN

Grantee's Address and Mail Tax Statements To:
Summit City Real Estate, LLC, an Indiana limited liability company
2808 W. Coliseum Blvd,
Fort Wayne, IN 46808-3634

I affirm, under the penalties for perjury, that I have taken reasonable care to redact each social security number in this document, unless required by law. Andrew R. Drake

EXHIBIT A

Part of the Northwest Quarter of Section 16, Township 31 North, Range 12 East of the Second Principal Meridian, Washington Township In Allen County, Indiana, more particularly described as follows: Commencing at a Chiseled "X" marking the Northeast corner of said Northwest Quarter; thence South 01 degrees 44 minutes 49 seconds East (GPS grid bearing and basis of bearings to follow), a distance of 50.00 feet (deed) along the East line of said Northwest Quarter to the South right-of-way line of Cook Road; thence South 88 degrees 50 minutes 19 seconds West, a distance of 500.00 feet (deed) along said South right-of-way line being parallel with and 50 feet distant from the North line of said Northwest Quarter to a 5/8" steel rebar with a "Miller Firm #0095" identification cap set on the West right-of-way line of Venture Lane, said point being the POINT OF BEGINNING of the herein described tract; thence South 01 degrees 09 minutes 43 seconds East, a distance of 494.48 feet (deed) along said West right-of-way line to the a 5/8" steel rebar with a "Miller Firm #0095" Identification cap set on the North line of an existing 1.721 acre tract described in Document Number 203109036 In the Office of the Recorder In Allen County, Indiana; thence North 88 degrees 04 minutes 26 seconds West, a distance of 315.00 feet (deed) along said North line to a 5/8" steel rebar with a "Miller Firm #0095" Identification cap set on the Westerly line of said 1.721 acre tract; thence South 38 degrees 27 minutes 29 seconds West, a distance of 94.81 feet (deed) along said Westerly line to a 5/8" steel rebar with a "Miller Firm #0095" Identification cap set on the Northeasterly line of a 14.95 acre tract described In Document Number 2014004986 In the Office of the Recorder In Allen County, Indiana; thence North 51 degrees 22 minutes 29 seconds West, a distance of 456.19 feet along said Northeasterly line to a point on the West line of the East half of said Northwest Quarter, said point being referenced by a 5/8" steel rebar with a "Dickmeyer #0026" Identification cap 0.22' West; thence North 01 degrees 14 minutes 45 seconds West, a distance of 258.62 feet (deed) along said West line to a 5/8" steel rebar with a "Miller Firm #0095" Identification cap found on the South right-of-way line of said Cook Road; thence North 88 degrees 50 minutes 19 seconds East, a distance of 725.93 feet (726.22 feet deed) along said South right-of-way line to the Point of Beginning.

Allen County Recorder. Document #: 2016062724

BOARD OF STORMWATER MANAGEMENT
CITY OF FORT WAYNE, INDIANA

RESOLUTION NO. 104-3-8-17-1
ADJUSTING THE FEES AND CHARGES OF THE FORT WAYNE STORMWATER UTILITY

WHEREAS, the Board of Stormwater Management is charged by City Code with recommending Stormwater Utility rates and charges to the Common Council of the City of Fort Wayne and last did so on October 19th, 2005 when the Board approved a resolution recommending that the basic monthly stormwater service charge per ERU be set at $3.65 per equivalent residential unit (ERU); and

WHEREAS, the Fort Wayne Stormwater Utility has developed a Capital Improvements Plan (CIP) that includes drainage projects to protect homes and public property, to improve public health and safety, and to comply with federal stormwater quality regulations; and

WHEREAS, Umbaugh and Associates was hired by Fort Wayne City Utilities to analyze the Stormwater Utility's proposed Capital Improvements Plan and projected revenues, in order to arrive at a stormwater rate that will generate sufficient funds to meet the fiscal needs of the Stormwater Utility including:

(A) Payment of all legal and other necessary expenses incident to the operation of the utility;
(B) Provision of a sinking fund, a debt service reserve, adequate money for working capital and making system extensions and replacements to the extent not provided for through depreciation;
(C) Meeting the financial obligations of the Stormwater Utility's CIP; and
(D) Compliance with the water quality improvement provisions of the National Pollutant Discharge Elimination System (NPDES) Stormwater Phase II program of the Clean Water Act.

WHEREAS, the Board of Stormwater Management acknowledges that it is the responsibility of all property owners within the City to share the costs of stormwater management including the cost of federal regulatory programs intended to improve water quality; and

WHEREAS, Umbaugh and Associates has concluded that the existing rates and charges for the use of services rendered by the Fort Wayne Stormwater Utility do not produce sufficient revenue to satisfy the requirements of the Utility, including but not limited to those costs related to the Utility's CIP and regulatory compliance, and therefore recommends that the existing rates and charges should be adjusted in three phases with the first increase effective on July 1, 2017 and subsequent phases effective on July 1, 2018 and July 1, 201; and

WHEREAS, these stormwater rates are designed to recover the cost of rendering stormwater service to the users of the stormwater system, and shall be the basis for

assessment of the City's stormwater service charge. These rates are established so as to maintain adequate fund reserves to provide for reasonably expected variations in the cost of providing services, as well as variations in the demand for services.

NOW, THEREFORE, BE IT RESOLVED by the Board of Stormwater Management of the City of Fort Wayne, Indiana:

That the existing rates and charges for the use of and services rendered by the Fort Wayne Stormwater Utility do not produce sufficient revenue to:

- Pay all of the legal and other necessary expenses incident to the operation of the utility, including maintenance costs, operating charges, upkeep, repairs, depreciation, and interest charges on bonds or other obligations;
- Provide a sinking fund for the liquidation of bond or other indebtedness and a debt service fund;
- Provide adequate money for working capital and to make extensions and replacements to the extent not provided for through depreciation;
- Meet the financial obligations of the Utility's CIP including the planned construction of flood mitigation facilities in some neighborhoods; and
- Provide for compliance with the water quality improvement provisions of the National Pollutant Discharge Elimination System (NPDES) Stormwater Phase II program of the Clean Water Act;

That adjustments in the Stormwater Utility's rates and charges are necessary to provide sufficient revenue to maintain the utility property in a sound physical and financial condition to render adequate and efficient service and to fund the Utility's CIP, which increase will produce a fair and just rate for such services and improvements; and

That the Board of Stormwater Management does hereby recommend that the Common Council of the City of Fort Wayne amend Chapter 53 of the Fort Wayne Code of Ordinances to adjust the stormwater service fee according to the following schedule:

Residential stormwater fee per ERU per month

Rate per month	Effective Date
$ 4.40 per ERU	July 1, 2017
$ 5.15 per ERU	July 1, 2018
$ 5.90 per ERU	July 1, 2019

Non-residential stormwater fee per ERU per month

Rate per month	Effective Date
$ 3.85 per ERU	July 1, 2017
$ 4.25 per ERU	July 1, 2018
$ 4.75 per ERU	July 1, 2019

Adopted and approved this 1 **day of** March, **2017**.

Fort Wayne, Indiana
Board of Stormwater Management

BY:

Robert P. Kennedy, Chairman

Matthew Wirtz, Member

Absent
Mike Avila, Member

ATTEST: Lyndsey Richards
Lyndsey Richards, Clerk

Apr

DECLARATORY RESOLUTION
OF THE STORM WATER MANAGEMENT
BOARD OF THE CITY OF FORT WAYNE
RESOLUTION # 104-4-12-17-1

WHEREAS, the Board of Directors ("Board") of the Department of Storm Water Management ("Department") of the Storm Water District ("District") of the City of Fort Wayne, Indiana ("City"), operating pursuant to the provisions of IC 8-1.5-5, has caused an investigation to be made of areas within the District and finds that there are parts of the District with storm water systems that are insufficient to furnish the necessary collection and disposal of storm water to properly protect the public health and welfare and safeguard the property within the District, and further finds that it is necessary to complete the projects as more fully described in Exhibit A attached hereto and incorporated herein by reference, together with necessary appurtenances, related improvements and equipment (collectively, "Projects") to serve the District; and

WHEREAS, the District has acquired all lands, easements, and/or rights-of-way necessary to complete the Projects; if any additional property is required, the Board shall acquire said property in accordance with IC 8-1.5-5; and

WHEREAS, maps, plans, specifications and drawings, together with an estimate of the cost of the Projects, have been prepared and are on file with the Department and can be inspected at the office of the District;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE DEPARTMENT OF STORM WATER MANAGEMENT OF THE CITY OF FORT WAYNE, INDIANA:

Section 1. (a) The Board preliminarily finds that it is necessary for the protection of the public health and welfare of the inhabitants of the District and the safeguarding of the property within the District and will be of public utility and benefit, to complete the Projects, all in accordance with the plans, maps, specifications, drawings, and cost estimates now on file with the Department, and those materials are hereby approved and adopted.

(b) The estimated cost of the Projects, including incidental expenses in connection therewith, is in an estimated amount of $22,000,000. All or a portion of the Project costs shall be paid from the issuance of the District's revenue bonds and/or bond anticipation notes, each in one or more series, in an aggregate principal amount not to exceed $22,000,000.

(b) A public hearing shall be held on the question of the public utility and benefit of the Projects on the 26th day of April, 2017, commencing at the hour of 9:30 a.m. in Room 035 – Council Chambers, located at 200 East Berry Street, at which time the Board shall receive and hear remonstrances from all persons interested in or affected by the Projects and proceedings and will take final action to determine the public utility and benefit of the proposed Projects and will confirm, modify or rescind this resolution.

Section 2. Notice of the adoption of this resolution and the purport thereof and of the fact that such maps, plans, specifications, drawings and estimates have been prepared and can be inspected, and setting out the date, time and place of the public hearing shall be published pursuant to applicable law.

Section 3. This resolution will be open to inspection by all persons interested in or affected by the Projects.

Adopted on this 12th day of April, 2017.

BOARD OF DIRECTORS, DEPARTMENT OF STORM WATER MANAGEMENT, CITY OF FORT WAYNE, INDIANA

ABSENT

Robert P. Kennedy, Chairman

Matthew Wirtz, Member

Mike Avila, Member

ATTEST:

Lyndsey Richards, Clerk acting clerk

I\11662930.1

EXHIBIT A

Proposed Projects

General Drainage & System Improvements

This category of work will typically consist of localized projects and efforts directed towards the improvement of stormwater and sewer systems in neighborhoods and public areas. These projects are generally intended to improve drainage, increase capacity and reliability, reduce standing water, reduce this risk of sewer backup impacts to properties as well as improve stormwater water quality in the project areas. Work regularly includes the installation of new stormwater or sewer infrastructure to address a lack of existing or currently underperforming storm or sewer infrastructure, repairing or replacing existing infrastructure, inflow and infiltration improvements and the installation of green infrastructure.

Projects in this category of work currently include, but are not limited to, the following: Wheatridge Road, Lakeside and Pemberton, Aboite Meadows, Superior & Harrison Street, Brookside Parkerdale, Centerhurst, Limberlost, Decatur Road, Hessen Cassel, Edenton Glendale, Waynedale & Belle Vista, Maplewood Park, Pine Valley, Fernwood, Warsaw, St Croix, North & Reed, Commercial Road, Crestmont, Saratoga, Sky Blue, Hadley Road, Wyandotte, Plymouth, Burham Woods and Knightswood Drive stormwater improvement projects.

Open Channel and Storage Stormwater and Flood Control Improvements

This category of work will typically consist of localized or regional projects and efforts directed towards the improvement of stormwater and flood control systems in neighborhoods and public areas. These projects are generally intended to improve drainage, reduce flooding and the risk of flooding impacts to properties in the project areas. Work regularly includes the installation of new stormwater or sewer infrastructure to address a lack of existing or currently underperforming storm or flood control infrastructure, repairing or replacing existing infrastructure, dredging and bank improvements, installation of flood control walls or levees, and cost effective and voluntary property buyouts.

Projects in this category of work currently include, but are not limited to, the following: Bullerman Drain, Rothman & Tamarack, Lawrence Drain, St. Mary's River at Thieme & Berry, Fairfield Ditch Phase I, Stone Lake, Kramer Ditch, Gates Drive stormwater and flood control improvement projects.

CONFIRMATORY RESOLUTION OF THE
STORM WATER MANAGEMENT BOARD
OF THE CITY OF FORT WAYNE, INDIANA

WHEREAS, the Board of Directors ("Board") of the Department of Storm Water Management ("Department") of the Storm Water District ("District") of the City of Fort Wayne, Indiana ("City"), has heretofore determined by its Declaratory Resolution adopted on April 12, 2017, that it is necessary for the protection of the public health and welfare and will be of public utility and benefit to construct certain storm water projects within the District; and

WHEREAS, notice of a public hearing on the Declaratory Resolution and matters addressed therein has been published in the manner required by law; and

WHEREAS, thereafter on April 26, 2017, at the time and place fixed in said notice, the Board of the Department did offer the opportunity to be heard to all persons desiring to be heard;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE DEPARTMENT OF STORM WATER MANAGEMENT OF THE STORM WATER DISTRICT OF THE CITY OF FORT WAYNE, INDIANA, THAT:

Section 1. The Declaratory Resolution adopted by this Board on April 12, 2017, be and the same is hereby confirmed in all respects and the projects described in that Declaratory Resolution be and the same are hereby declared to be of utility and benefit to the Storm Water District of the City of Fort Wayne, Indiana.

ADOPTED on this 26 day of April, 2017.

BOARD OF DIRECTORS OF THE DEPARTMENT OF STORM WATER MANAGEMENT OF THE STORM WATER DISTRICT OF THE CITY OF FORT WAYNE

Absent
Robert P. Kennedy, Chairman

Matthew Wirtz, Member

Mike Avila, Member

Attest:
Lyndsey Richards
Lyndsey Richards, Clerk

I\11748518.1

3727 W. STATE STORM SEWER REPLACEMENT
RESOLUTION NO. 83576

RESOLUTION BY THE BOARD OF STORMWATER MANAGEMENT of the City of Fort Wayne, Indiana that:

The Contractor shall furnish all labor, materials, supplies, and equipment required to perform the following:

Removal of existing 15" CMP storm culvert and replacement with approximately 160 linear feet of 15" RCP pipe, with associated swale grading and restoration.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, 3727 W. State Storm Sewer Replacement

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Stormwater Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $50,000.00.

APPROVED THIS 19 DAY OF April, 2017.

BOARD OF STORMWATER MANAGEMENT

BY: Absent
Robert P. Kennedy, Chairman

BY: Mike Avila
Mike Avila, Member

BY:
Matthew Wirtz, Member

ATTEST: Lyndsey Richards
Lyndsey Richards, Clerk

EMERGENCY RESOLUTION NUMBER 104-4-19-17-1
SMITH FIELD TRAIL STORM SEWER EMERGENCY REPAIR

WHEREAS, a crossing on the Hartman Drain located south of West Wallen Road under the Pufferbelly Trail is partially washed out and in danger of collapse and;

WHEREAS, said washout could not reasonably be foreseen and requires immediate action to repair, and;

WHEREAS, repair of the culvert is beyond the capability of the Water Pollution Control Maintenance Department to perform, and;

WHEREAS, Bercot Inc., T&E Inc., Ironclad Excavating., API Inc., Bunn Inc. and Fleming Excavating are invited to submit quotes on the repair, and;

WHEREAS, the cost of said repairs could exceed Twenty FiveThousand Dollars and Zero Cents, ($25,000.00).

NOW, THEREFORE, the Board of Stormwater Management hereby declares an emergency exists for said sewer repairs and orders the Purchasing Department to issue and **EMERGENCY PURCHASE ORDER TO THE CONTRACTOR CHOSEN FOR SAID REPAIRS.**

APPROVED this 19 day of April ,2017.

BOARD OF STORMWATER MANAGEMENT

By Absent
Robert P. Kennedy, Chairman

By Mike Avila
Mike Avila, Member

By Matthew Wirtz
Matthew Wirtz, Member

ATTEST: Lyndsey Richards
Lyndsey Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0148D

NORTHSIDE NEIGHBORHOOD ALLEY RECONSTRUCTION - 2017
WORK ORDER NO. 0148D

CEDIT NEIGHBORHOOD/REVOLVING BARRETT LAW

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve: An alley located in the Northside Neighborhood bounded by Lake Avenue and Columbia Avenue to the north and south, and Oneida Street and Dearborn Street to the east and west by removing and replacing the existing poor condition concrete alley, alley approaches, and upgrading storm structures.

All in accordance with the profile, details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

The cost for Alley Improvements shall be assessed 75% on the real estate abutting on said improvements and 25% upon the City of Fort Wayne, Indiana, if the said City is benefited by said improvement and the cost for alley shall be assessed 100% on said City, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments if deferred are to be paid in ten (10) equal installments with interest at the rate of three percent (3%) per annum as set by the Board of Public Works and shall be financed under Revolving Barrett Law as provided for in the above-entitled acts.

All proceedings and any work done on said improvements, assessment of property, collection of assessments and issuance of Bonds, therefore, shall be as provided for in said above-entitled acts and all amendments thereto and supplemental thereof.

Adopted this 19 day of April, 2017.

BOARD OF PUBLIC WORKS

Absent
Robert Kennedy, Chairman

Mike Avila
Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey L. Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0166S

STUDY ELEMENTARY CONNECTION
WORK ORDER NO. 0166S

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve:
THIS PROJECT WILL PROVIDE PEDESTRIAN CONNECTIONS FROM DARLENE CT., CARVER CT., AND 26TH/PAUL ST TO STUDY PARK AND STUDY PARK ELEMENTARY.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 26 day of April, 2017.

BOARD OF PUBLIC WORKS

Absent
Robert Kennedy, Chairman

Mike Avila
Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey L. Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0139A

2017- RESURFACING PACKAGE SOUTH EAST
WORK ORDER NO. 0139A

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve Streets in Council Districts 5 & 6 by pavement milling to a depth of 2-3 inches and resurfacing of the streets listed below; including: furnish and adjusting castings, and new pavement markings.

5TH DISTRICT:

E. BERRY STREET:	FRANCIS STREET TO HARMAR STREET
E. BERRY STREET:	HARMAR STREET TO BEGUE STREET
E. BERRY STREET:	BEGUE STREET TO SCHICK STREET
E. BERRY STREET:	SCHICK STREET TO HANOVER STREET
E. BERRY STREET:	HANOVER STREET TO HOWARD STREET
E. BERRY STREET:	HOWARD STREET TO S. ANTHONY BOULVARD
E. BRACKENRIDGE ST:	LAFAYETTE STREET TO HANNA STREET
E. LEWIS STREET:	S. CALHOUN STREET TO S. CLINTON STREET
E. LEWIS STREET:	S. CLINTON STREET TO S. BARR STREET
E. LEWIS STREET:	S. BARR STREET TO HANNA STREET
E. LEWIS STREET:	HANNA STREET TO WINTER STREET
E. LEWIS STREET:	WINTER STREET TO S. ANTHONY BOULVARD
MADISON STREET:	CLAY STREET TO HANNA STREET
SCHICK STREET:	E. WAYNE STREET TO E. BERRY STREET
S. ANTHONY BOULEVARD:	MAUMEE AVENUE TO WASHINGTON STREET
S. ANTHONY BOULEVARD:	MAUMEE AVENUE TO WASHINGTON STREET
S. ANTHONY BOULEVARD:	WASHINGTON STREET TO R/R TRACKS

6TH DISTRICT:

CASCADE DRIVE:	PALISADE DRIVE TO E. FAIRFAX AVENUE
SALEM LANE:	SHADYOAK DRIVE TO ROBERTA DRIVE
SHADYOAK DRIVE:	CHURCHILL DRIVE TO ST. HENRYS LANE
SILVERLEAF DRIVE:	CASCADE DRIVE TO FRUEHAUF DRIVE
ST. HENRYS LANE:	HOEVELWOOD DRIVE TO SHADYOAK DRIVE
CHARLTON COURT:	LONA DRIVE TO S/E TERMINUS
DANIA COURT:	WELLINGTON DRIVE TO N/W TERMINUS
NORMA COURT:	LONA DRIVE TO S/W TERMINUS
EAST SHERWOOD TERRACE:	ARGYLE DRIVE TO WAYNE TRACE
LONA DRIVE:	NORMA COURT TO CHARLTON COURT
VILLAGE COURT DRIVE:	HESSEN CASSEL ROAD TO WELLINGTON DRIVE
ARGYLE DRIVE:	DANIA COURT TO EAST SHERWOOD TERRACE
WELLINGTON DRIVE:	NORMA COURT TO DANIA COURT
SUNDALE DRIVE:	WEST TERMINUS TO HESSEN CASSEL
REGIS STREET:	ARMARILLO DRIVE TO EASTERN TERMINUS
LILLIE STREET:	MILAN STREET TO CREIGHTON AVENUE
WAYNE TRACE:	S. ANTHONY BOULEVARD TO DUBOIS STREET
HOLTON AVENUE:	CREIGHTON AVENUE TO NORTHERN TERMINUS
HAYDEN STREET:	HARMAR STREET TO OHIO STREET
RUDISILL BOULEVARD:	LAFAYETTE STREET TO AVONDALE DRIVE
RUDISILL BOULEVARD:	AVONDALE DRIVE TO WARSAW STREET
RUDISILL BOULEVARD:	WARSAW STREET TO MONROE STREET
RUDISILL BOULEVARD:	MONROE STREET TO HANNA STREET
RUDISILL BOULEVARD:	HANNA STREET TO WEISSER PARK AVENUE
RUDISILL BOULEVARD:	WEISSER PARK AVENUE TO SMITH STREET

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 26 day of April, 2017.

BOARD OF PUBLIC WORKS

Absent
Robert Kennedy, Chairman

Mike Avila
Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey L. Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0141A

2017 NE RESURFACE PACKAGE

WORK ORDER NO. 0141A

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: Various Street in the 1st and 2nd Districts

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 26 day of April, 2017.

BOARD OF PUBLIC WORKS

Absent
Robert Kennedy, Chairman

Mike Avila
Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey L. Richards
Lyndsey L. Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0208L

LONGWOOD PHASE II STREET LIGHT IMPROVEMENTS
WORK ORDER NO. 0208L

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve:
Street lighting in the Longwood Addition to bring lighting levels up to city minimum standards

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 26 day of April, 2017.

BOARD OF PUBLIC WORKS

Absent
Robert Kennedy, Chairman

Mike Avila
Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey L. Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0203L

2017 DISTRICT 1 STREET LIGHTING IMPROVEMENTS
WORK ORDER NO. 0203L

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve:
Street lighting in the Arlington Park and Maplewood Downs Additions
to reach the city's minimum standard lighting levels.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 24 day of April, 2017.

BOARD OF PUBLIC WORKS

Absent
Robert Kennedy, Chairman

Mike Avila
Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey L. Richards, Clerk

Resolution # 104-4-26-17-1

BOARD OF PUBLIC WORKS CONVEYANCE OF REAL ESTATE TO THE STATE OF INDIANA

WHEREAS, the Indiana Department of Transportation ("INDOT") has requested the City of Fort Wayne to convey a portion of five (5) corner parcels, described on Exhibit A, to the State of Indiana ("State") for INDOT's proposed public highway improvements project at various intersections along the Clinton Street and Lafayette Street corridor within the City of Fort Wayne); and

WHEREAS, City staff has reviewed the proposed plan for the location of improvements associated with said parcels, as described on the attached Exhibit A, and has found the plan to be satisfactory with respect to future development of the City's adjoining real estate; and

WHEREAS, the City Property Management Department recommends that the Board of Public Works approve conveyance of the requested real estate to the State without compensation;

NOW, THEREFORE, The Board of Public Works of the City of Fort Wayne, Indiana, hereby resolves to convey said real estate to the State of Indiana

Signed this 26th day of April, 2017.

CITY OF FORT WAYNE
BOARD OF PUBLIC WORKS

Absent
Robert P. Kennedy, Chair

Mike Avilla
Mike Avilla, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey Richards, Clerk

Exhibit A

EXHIBIT "A"

Project: 1296321 Sheet 1 of 1

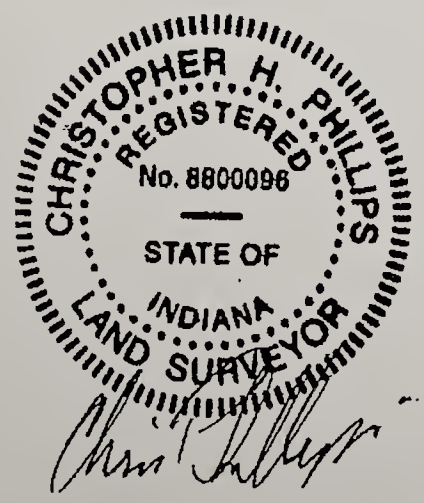
Code: 6064

Parcel 1: Fee

Tax ID: 02-12-23-286-024.000-074

A part of Lots 422, 423 and 424 in Lafayette Place Addition to the city of Fort Wayne, Indiana, the plat of which is recorded in Plat Record "7", Pages 114 and 115, in the Office of the Recorder of Allen County, Indiana, and being that part of the grantor's land lying within the right-of-way lines depicted on the attached Right-of-Way Parcel Plat marked Exhibit "B", described as follows: Commencing at the northwest corner of said Lot 424; thence North 87 degrees 52 minutes 55 seconds East 108.76 feet along the north line of said lot to the west boundary of U.S. 27 (Lafayette Street); thence South 2 degrees 07 minutes 05 seconds East 45.08 feet along said west boundary to the point of beginning, which point is designated "804" on said Parcel Plat; thence South 2 degrees 07 minutes 05 seconds East 36.40 feet along said west boundary; thence South 31 degrees 56 minutes 04 seconds West 42.99 feet along said west boundary to the north boundary of Pettit Avenue; thence South 88 degrees 49 minutes 16 seconds West 30.00 feet along said north boundary to the point designated "940" on said plat, which point is a southwest corner of the grantor's land; thence North 42 degrees 49 minutes 57 seconds East 49.63 feet, along a west line of the grantor's land to the point designated "803" on said plat, which point is a west corner of the grantor's land; thence North 25 degrees 26 minutes 44 seconds East 41.06 feet to the point of beginning and containing 1,220 square feet, more or less.

This description was prepared for the Indiana Department of Transportation by Christopher H. Phillips, Indiana Registered Land Surveyor, License Number LS8800096, on the 3RD day of SEPTEMBER, 2015.



STATE OF INDIANA:	Project:	1172175
COUNTY OF ALLEN:	Code:	6064
Donation with Offer	Parcel:	1
Revised 07/2014	Page:	1 of 2

DONATION AGREEMENT (WITH OFFER)

I / We, the undersigned property owner(s) acknowledging the fact that I / We have been offered $500.00, based upon an approved appraisal of the fair market value of the subject real estate as just compensation, nevertheless, desire to donate the real estate interest as described in attached Exhibit A and will execute the necessary conveyance instruments to donate such real estate to the State of Indiana. This donation to the State of Indiana is made without any coercive action of any nature this 20th day of April, 2017.

The undersigned represents and warrants that he is the Property Manager of the Grantor, that pursuant to resolution of the City Council he has full authority to manage the affairs of said City and sign and execute documents on its behalf and that said authority has not been revoked, and that he is therefore, fully authorized and empowered to convey to the STATE OF INDIANA real estate of the City, and that on the date of execution of said conveyance instruments he had full authority to so act.

City of Fort Wayne, Indiana, a municipal corporation

By Daniel A. Brenner (Seal) _____ (Seal)

Signature Signature

Daniel A. Brenner, Property Manager _____

Printed Name Printed Name

_____ (Seal) _____ (Seal)

Signature Signature

_____ _____

Printed Name Printed Name

Project:	1172175
Code:	6064
Parcel:	1
Page	2 of 2

STATE OF INDIANA:

SS:

COUNTY OF ALLEN:

Before me, a Notary Public in and for said State and County, personally appeared Daniel A. Brenner, Property Manager of the City of Fort Wayne, Indiana, a municipal corporation, who acknowledged the truth of the statements in the foregoing agreement on this 20th day of April, 2017.

Signature Jeanne L Cook

Printed Name JEANNE L COOK

JEANNE L COOK
Seal
Notary Public - State of Indiana
Allen County
My Commission Expires Aug 29, 2024

My Commission expires

I am a resident of County

EXHIBIT "A"

Project: 1296321 Sheet 1 of 2

Code: 6064

Parcel 21: Fee

Tax ID: 02-12-02-481-001.000-074

A part of Lot 119 in Hanna's Addition, the plat of which is recorded in Deed Book "B", Pages 447 and 448, in the Office of the Recorder of Allen County, Indiana, and being that part of the grantor's land lying within the right-of-way lines depicted on the attached Right-of-Way Parcel Plat marked Exhibit "B", described as follows: Beginning at the southeast corner of said Lot 119; thence South 78 degrees 00 minutes 42 seconds West 20.00 feet along the south line of said lot to the point designated "886" on said Parcel Plat; thence North 34 degrees 03 minutes 18 Seconds East 27.79 feet to the east line of said lot and the point designated "887" on said plat; thence South 11 degrees 57 minutes 56 seconds East 19.29 feet along the east line of said lot to the point of beginning and containing 193 square feet, more or less.

This description was prepared for the Indiana Department of Transportation by Christopher H. Phillips, Indiana Registered Land Surveyor, License Number LS8800096, on the 25TH day of SEPTEMBER, 2015.

CHRISTOPHER H. PHILLIPS
REGISTERED
No. 8800096
STATE OF
INDIANA
LAND SURVEYOR

EXHIBIT "A"

Project: 1296321 Sheet 2 of 2

Code: 6064

Parcel 21A: Fee

Tax ID: 02-12-02-481-001.000-074

A part of Lot 106 in Hanna's Addition, the plat of which is recorded in Deed Book "B", Pages 447 and 448, in the Office of the Recorder of Allen County, Indiana, and being that part of the grantor's land lying within the right-of-way lines depicted on the attached Right-of-Way Parcel Plat marked Exhibit "B", described as follows: Beginning at the northeast corner of said Lot 106; thence South 11 degrees 57 minutes 56 seconds East 10.63 feet along the east line of said lot to the point designated "898" on said Parcel Plat; thence North 55 degrees 12 minutes 21 seconds West 14.60 feet to the north line of said lot and the point designated "899" on said plat; thence North 78 degrees 03 minutes 33 seconds East 10.00 feet along the north line of said lot to the point of beginning and containing 53 square feet, more or less.

This description was prepared for the Indiana Department of Transportation by Christopher H. Phillips, Indiana Registered Land Surveyor, License Number LS8800096, on the 25TH day of SEPTEMBER, 2015.

CHRISTOPHER H. PHILLIPS
REGISTERED
No. 8800096
STATE OF
INDIANA
LAND SURVEYOR

STATE OF INDIANA:	Project:	1172175
COUNTY OF ALLEN:	Code:	6064
Donation with Offer	Parcel:	21
Revised 07/2014	Page:	1 of 2

DONATION AGREEMENT (WITH OFFER)

I / We, the undersigned property owner(s) acknowledging the fact that I / We have been offered $9,050.00, based upon an approved appraisal of the fair market value of the subject real estate as just compensation, nevertheless, desire to donate the real estate interest as described in attached Exhibit A and will execute the necessary conveyance instruments to donate such real estate to the State of Indiana. This donation to the State of Indiana is made without any coercive action of any nature this 20th day of April, 2017.

The undersigned represents and warrants that he is the Property Manager of the Grantor, that pursuant to resolution of the City Council he has full authority to manage the affairs of said City and sign and execute documents on its behalf and that said authority has not been revoked, and that he is therefore, fully authorized and empowered to convey to the STATE OF INDIANA real estate of the City, and that on the date of execution of said conveyance instruments he had full authority to so act.

City of Fort Wayne, Indiana, a municipal corporation

By Daniel A. Brenner (Seal) _____ (Seal)
Signature Signature

Daniel A. Brenner, Property Manager _____
Printed Name Printed Name

_____ (Seal) _____ (Seal)
Signature Signature

_____ _____
Printed Name Printed Name

Project:	1172175
Code:	6064
Parcel:	21
Page	2 of 2

STATE OF INDIANA:

SS:

COUNTY OF ALLEN:

Before me, a Notary Public in and for said State and County, personally appeared Daniel A. Brenner, Property Manager of the City of Fort Wayne, Indiana, a municipal corporation, who acknowledged the truth of the statements in the foregoing agreement on this 20th day of April, 2017.

Signature _____

Printed Name _____

My Commission expires _____

I am a resident of _____ County.

JEANNE L COOK
Seal
Notary Public - State of Indiana
Allen County
My Commission Expires Aug 29, 2024

EXHIBIT "A"

Project: 1296321 Sheet 1 of 1

Code: 6064

Parcel 31: Fee

Tax ID: 02-12-02-412-002.000-074 ~~001~~

A part of Lot 71 in The Original Plat to the City of Fort Wayne, Indiana, the plat of which is recorded in Plat Book "D", Pages 168 and 169, in the Office of the Recorder of Allen County, Indiana, and being that part of the grantor's land lying within the right-of-way lines depicted on the attached Right-of-Way Parcel Plat marked Exhibit "B", described as follows: Beginning on the east line of said lot at a point North 11 degrees 57 minutes 56 seconds West 22.00 feet from the southeast corner of said lot; thence South 78 degrees 11 minutes 34 seconds West 3.00 feet to the point designated "738" on said Parcel Plat; thence North 11 degrees 57 minutes 56 seconds West 10.00 feet to the point designated "739" on said plat; thence North 78 degrees 11 minutes 34 seconds East 3.00 feet to the east line of said lot and the point designated "740" on said plat; thence South 11 degrees 57 minutes 56 seconds East 10.00 feet along the east line of said lot to the point of beginning and containing 30 square feet, more or less.

This description was prepared for the Indiana Department of Transportation by Christopher H. Phillips, Indiana Registered Land Surveyor, License Number LS8800096, on the 30TH day of DECEMBER, 2015.

CHRISTOPHER H. PHILLIPS REGISTERED No. 8800096 STATE OF INDIANA LAND SURVEYOR

STATE OF INDIANA:	Project:	1172175
COUNTY OF ALLEN:	Code:	6064
Donation with Offer	Parcel:	31
Revised 07/2014	Page:	1 of 2

DONATION AGREEMENT (WITH OFFER)

I / We, the undersigned property owner(s) acknowledging the fact that I / We have been offered $1,125.00, based upon an approved appraisal of the fair market value of the subject real estate as just compensation, nevertheless, desire to donate the real estate interest as described in attached Exhibit A and will execute the necessary conveyance instruments to donate such real estate to the State of Indiana. This donation to the State of Indiana is made without any coercive action of any nature this 20th day of April, 2017.

The undersigned represents and warrants that he is the Property Manager of the Grantor, that pursuant to resolution of the City Council he has full authority to manage the affairs of said City and sign and execute documents on its behalf and that said authority has not been revoked, and that he is therefore, fully authorized and empowered to convey to the STATE OF INDIANA real estate of the City, and that on the date of execution of said conveyance instruments he had full authority to so act.

City of Fort Wayne, Indiana, a municipal corporation

By Daniel A. Brenner (Seal) _____ (Seal)
Signature Signature

Daniel A. Brenner, Property Manager
Printed Name Printed Name

_____ (Seal) _____ (Seal)
Signature Signature

_____ _____
Printed Name Printed Name

Project:	1172175
Code:	6064
Parcel:	31
Page	2 of 2

STATE OF INDIANA:

SS:

COUNTY OF ALLEN:

Before me, a Notary Public in and for said State and County, personally appeared Daniel A. Brenner, Property Manager of the City of Fort Wayne, Indiana, a municipal corporation, who acknowledged the truth of the statements in the foregoing agreement on this 20th day of April, 2017.

Signature _____

Printed Name _____

My Commission expires _____

I am a resident of _____ County.

JEANNE L COOK
Seal
Notary Public - State of Indiana
Allen County
My Commission Expires Aug 29, 2024

EXHIBIT "A"

Project: 1296321 Sheet 1 of 1

Code: 6064

Parcel 48: Fee

Tax ID: 02-12-02-427-001.000-074

A part of Lot 35 in County Addition to the City of Fort Wayne, Indiana, the plat of which is recorded in Plat Book A, Page 315, in the Office of the Recorder of Allen County, Indiana, and being that part of the grantor's land lying within the right-of-way lines depicted on the attached Right-of-Way Parcel Plat marked Exhibit "B", described as follows: Beginning on the west line of said lot at a point North 11 degrees 57 minutes 44 seconds West 22.00 feet from the southwest corner of said lot; thence North 11 degrees 57 minutes 44 seconds West 10.23 feet along the west line of said lot to the point designated "707" on said Parcel Plat; thence South 56 degrees 13 minutes 44 seconds East 14.33 feet to the point designated "708" on said plat; thence South 78 degrees 11 minutes 34 seconds West 10.00 feet to the point of beginning and containing 51 square feet, more or less.

This description was prepared for the Indiana Department of Transportation by Christopher H. Phillips, Indiana Registered Land Surveyor, License Number LS8800096, on the 18TH day of SEPTEMBER, 2015.

CHRISTOPHER H. PHILLIPS REGISTERED No. 8800096 STATE OF INDIANA LAND SURVEYOR

STATE OF INDIANA:	Project:	1172175
COUNTY OF ALLEN:	Code:	6064
Donation with Offer	Parcel:	48
Revised 07/2014	Page:	1 of 2

DONATION AGREEMENT (WITH OFFER)

I / We, the undersigned property owner(s) acknowledging the fact that I / We have been offered $1,325.00, based upon an approved appraisal of the fair market value of the subject real estate as just compensation, nevertheless, desire to donate the real estate interest as described in attached Exhibit A and will execute the necessary conveyance instruments to donate such real estate to the State of Indiana. This donation to the State of Indiana is made without any coercive action of any nature this 20th day of April, 2017.

The undersigned represents and warrants that he is the Property Manager of the Grantor, that pursuant to resolution of the City Council he has full authority to manage the affairs of said City and sign and execute documents on its behalf and that said authority has not been revoked, and that he is therefore, fully authorized and empowered to convey to the STATE OF INDIANA real estate of the City, and that on the date of execution of said conveyance instruments he had full authority to so act.

City of Fort Wayne, Indiana, a municipal corporation

By Daniel A. Brenner (Seal) _____ (Seal)

Signature Signature

Daniel A. Brenner, Property Manager _____

Printed Name Printed Name

_____ (Seal) _____ (Seal)

Signature Signature

_____ _____

Printed Name Printed Name

Project:	1172175
Code:	6064
Parcel:	48
Page	2 of 2

STATE OF INDIANA:

SS:

COUNTY OF ALLEN:

Before me, a Notary Public in and for said State and County, personally appeared Daniel A. Brenner, Property Manager of the City of Fort Wayne, Indiana, a municipal corporation, who acknowledged the truth of the statements in the foregoing agreement on this 20th day of April, 2017.

Signature Jeanne L Cook

Printed Name _____

JEANNE L COOK
Seal
Notary Public - State of Indiana
Allen County
My Commission Expires Aug 29, 2024

My Commission expires _____

I am a resident of _____ County.

EXHIBIT "A"

Project: 1296321 Sheet 1 of 1

Code: 6064

Parcel 54: Fee

Tax ID: 02-12-02-280-001.000-074

A part of Lot 2 in Barva's First Addition to the City of Fort Wayne, Indiana, the plat of which is recorded in Plat Record Book 6B, Page 73, in the Office of the Recorder of Allen County, Indiana, and being that part of the grantor's land lying within the right-of-way lines depicted on the attached Right-of-Way Parcel Plat marked Exhibit "B", described as follows: Beginning at the southeast corner of said Lot 2; thence South 78 degrees 08 minutes 34 seconds West 10.00 feet along the south line of said Lot 2 to the point designated "907" on said Parcel Plat; thence North 32 degrees 59 minutes 55 seconds East 14.15 feet to the point designated "908" on said plat, which point is on the east line of said Lot 2; thence South 11 degrees 57 minutes 44 seconds East 10.03 feet along said east line to the point of beginning and containing 50 square feet, more or less.

This description was prepared for the Indiana Department of Transportation by Christopher H. Phillips, Indiana Registered Land Surveyor, License Number LS8800096, on the 21st day of August, 2015.

CHRISTOPHER H. PHILLIPS
REGISTERED
No.
8800096
STATE OF
INDIANA
LAND SURVEYOR

STATE OF INDIANA:	Project:	1172175
COUNTY OF ALLEN:	Code:	6064
Donation with Offer	Parcel:	54
Revised 07/2014	Page:	1 of 2

DONATION AGREEMENT (WITH OFFER)

I / We, the undersigned property owner(s) acknowledging the fact that I / We have been offered $500.00, based upon an approved appraisal of the fair market value of the subject real estate as just compensation, nevertheless, desire to donate the real estate interest as described in attached Exhibit A and will execute the necessary conveyance instruments to donate such real estate to the State of Indiana. This donation to the State of Indiana is made without any coercive action of any nature this 20th day of April, 2017.

The undersigned represents and warrants that he is the Property Manager of the Grantor, that pursuant to resolution of the City Council he has full authority to manage the affairs of said City and sign and execute documents on its behalf and that said authority has not been revoked, and that he is therefore, fully authorized and empowered to convey to the STATE OF INDIANA real estate of the City, and that on the date of execution of said conveyance instruments he had full authority to so act.

City of Fort Wayne, Indiana, a municipal corporation

By Daniel A. Brenner (Seal) _____ (Seal)
Signature Signature

Daniel A. Brenner, Property Manager _____
Printed Name Printed Name

_____ (Seal) _____ (Seal)
Signature Signature

_____ _____
Printed Name Printed Name

Project:	1172175
Code:	6064
Parcel:	54
Page	2 of 2

STATE OF INDIANA:

SS:

COUNTY OF ALLEN:

Before me, a Notary Public in and for said State and County, personally appeared Daniel A. Brenner, Property Manager of the City of Fort Wayne, Indiana, a municipal corporation, who acknowledged the truth of the statements in the foregoing agreement on this 20th day of April, 2017.

Signature _____

Printed Name _____

My Commission expires _____

I am a resident of _____ County.

JEANNE L COOK
Seal
Notary Public - State of Indiana
Allen County
My Commission Expires Aug 29, 2024

IMPROVEMENT RESOLUTION NO. 12498

BLUFFTON ROAD TRAIL & SIDEWALK PROJECT, PHASE 3
WORK ORDER NO. 12498

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: Bluffton Road by constructing a 10 foot wide, 1.5 mile long asphalt trail on the east side of Bluffton Road from Lower Huntington Road to Winchester Road and West Foster Park. The project will also include a 5 foot wide concrete sidewalk on the west side of Bluffton at Old Trail Road and at Winchester Road heading southerly for approximately 1,000 feet. The project also includes pedestrian crossings, ADA ramps, updating the drainage flow in ditches, driveway improvements and several park benches.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 5 day of April, 2017.

BOARD OF PUBLIC WORKS

Robert Kennedy, Chairman

Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey L. Richards, Clerk

WPCP Pond No. 2 & No. 3 Sweetwater Pump Station
76242

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

The work generally includes the installation of a duplex pump station with underground structures for the wet well and valves, installation of forcemains to each pond, mechanical equipment, instrumentation and controls, electrical, and general site work.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, "WPCP Pond No. 2 & No. 3 Sweetwater Pump Station" Resolution/Work Order # 76242.

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility (SRF).

Declares the project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $2,770,000.

APPROVED THIS 5 DAY OF April, 2017

BOARD OF PUBLIC WORKS

BY: _____
Robert P. Kennedy, Chairman

BY: _____
Mike Avila, Member

BY: _____
Kumar Menon, Member

ATTEST: _____
Lyndsey Richards, Clerk

ACCEPTANCE OF SANITARY SEWER FACILITIES
INTO THE CITY'S PUBLIC SANITARY SEWER SYSTEM

4201 Coldwater Road, Fort Wayne, Indiana 46805

Board of Public Works Resolution: 104-4-5-17-1
Quarter Section: Map M-26

THIS Acceptance of Sanitary Sewer Facilities ("Acceptance") is executed this 5 day of April, 2017, by the City of Fort Wayne, Indiana, Board of Public Works ("City"), to wit:

RECITALS

A. A private sanitary sewer situated on private property along the west side of the Sears Auto Center Parcel owned by Seritage SRC Finance LLC and located more or less as depicted on the attached Exhibit A, presently serves or could serve properties along the south side of Coliseum Boulevard – Glenbrook Mall Area ("Private Sewer").

B. The Private Sewer is owned, operated and maintained pursuant to a certain agreement entitled "Grant of Easement" between Seritage SRC Finance, LLC, and Lake County Trust Company ("Private Sewer Owners"), said Agreement attached hereto by reference and made a part hereof.

C. The Private Sewer Owner has requested by the attached Exhibit B that City accept the Private Sewer as part of the City's public sanitary sewer system.

D. City approved the construction drawings for the Private Sewer, inspected it during construction and approved the work, and City has obtained all required easements and is willing to accept the Private Sewer into City's public sewer system.

ACCEPTANCE

1. City hereby accepts the following sanitary sewer into City's public sanitary sewer system, to be owned, operated and maintained by City at City's expense:

   A eight (8) inch diameter gravity sanitary sewer pipe beginning at existing City manhole M26-060 on the northeast side of the Sears Auto Center Building, running northwesterly a distance of approximately 325 feet to a manhole M26-225, that being the point of termination. The accepted system includes approximately 325 linear feet of eight (8) inch sewer pipe, manhole M26-225 and all related facilities between manhole M26-060 and manhole M26-225, as generally depicted on the attached Exhibit A ("New Public Sewer").

2. Building service sewers ("Laterals").

   A. The existing Laterals connected to the sewer main that serves 245 W. Coliseum Boulevard (BJ's Restaurant & Brew house) and 305 W. Coliseum Boulevard (Cheddars – Store Master Funding III, LLC)), are not included in the New Public Sewer and shall continue to be owned, operated and maintained by BJ's Restaurant & Brew house and Cheddars respectively. Each Lateral includes the pipe and related facilities beginning at the pipe's connection to the New Public Sewer and extending to and into the structure(s) served by the Lateral.

   B. Responsibilities for future Laterals shall be as follows:

      1. The owner of property served by a Lateral shall own, operate and maintain that part of the Lateral extending from the New Public Sewer and extending to and into the structure(s) served by the Lateral.

IN WITNESS WHEREOF, the City of Fort Wayne, Indiana, Board of Public Works has executed this Acceptance of Sanitary Sewer Facilities, and the provisions herein shall be effective, as of the date set forth above.

By: _____
Robert P. Kennedy, Chair

By: _____
Mike Avila, Member

By: _____
Kumar Menon, Member

Attest: _____
Lyndsey Richards, Clerk

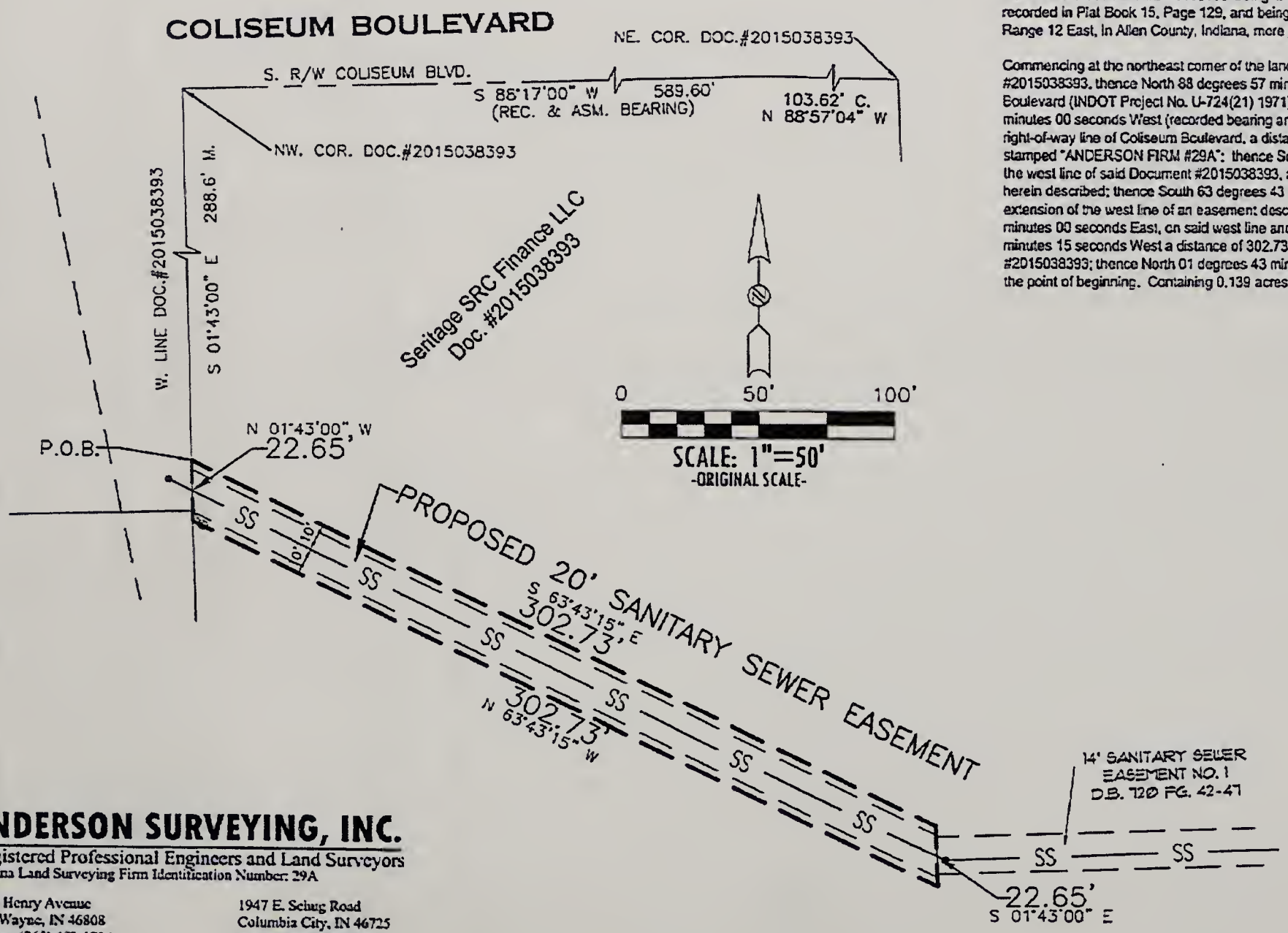
I affirm, under penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law. DeWayne J. Nodine.

This instrument prepared by DeWayne J. Nodine, Fort Wayne City Utilities, Development Services, 200 East Berry Street, Suite 140, Fort Wayne, Indiana 46802 March 28, 2017

EASEMENT EXHIBIT "A"

A 20 foot wide easement for sanitary sewer over part of the lands conveyed to Seritage SRC Finance LLC in Recorder's Document #2015038393 being a portion of Lots Numbered 12 and 13 in Rahdert's Subdivision as recorded in Plat Book 15, Page 129, and being situated in the Northeast Quarter of Section 26, Township 31 North, Range 12 East, in Allen County, Indiana, more particularly described as follows:

Commencing at the northeast corner of the lands of Seritage SRC Finance LLC as recorded in Document #2015038393, thence North 88 degrees 57 minutes 04 seconds West on the southerly right-of-way of Coliseum Boulevard (INDOT Project No. U-724(21) 1971), a distance of 103.62 feet to a point; thence South 88 degrees 17 minutes 00 seconds West (recorded bearing and is the basis of bearings this description) on the southerly 75-foot right-of-way line of Coliseum Boulevard, a distance of 589.60 feet to a Mag Nail with an identification washer stamped "ANDERSON FIRM #29A"; thence South 01 degrees 43 minutes 00 seconds East on said west line, on the west line of said Document #2015038393, a distance of 288.60 to the ***POINT OF BEGINNING*** for the easement herein described; thence South 63 degrees 43 minutes 15 seconds East a distance of 302.73 feet, to the northerly extension of the west line of an easement described in Deed Book 720, pages 42-47; thence South 01 degrees 43 minutes 00 seconds East, on said west line and its extension, a distance of 22.65 feet; thence North 63 degrees 43 minutes 15 seconds West a distance of 302.73 feet, to a point on the West line of the aforesaid Document #2015038393; thence North 01 degrees 43 minutes 00 seconds West, on said West line, a distance of 22.65 feet, to the point of beginning. Containing 0.139 acres, more or less.



JOB DESCRIPTION:

SERITAGE SRC FINANCE, LLC
EASEMENT
PT. OF LOTS 12 & 13 RAHDERT'S SUB.
FORT WAYNE, ALLEN CO., IN

DATE: JANUARY 9, 2017

MICHEAL C. VOBBE
REGISTERED
LS 20100011
STATE OF INDIANA
LAND SURVEYOR

Michael C. Vobbe

DESCRIPTION NUMBER: 16-02-135ESMT

ANDERSON SURVEYING, INC.
Registered Professional Engineers and Land Surveyors
Indiana Land Surveying Firm Identification Number: 29A

1324 Henry Avenue
Fort Wayne, IN 46808
Phone: (260) 483-1724
Fax: (260) 482-6855
Toll Free: (888) 483-1724

1947 E. Schug Road
Columbia City, IN 46725
Phone: (260) 691-3425
Fax: (260) 482-6855

EXHIBIT B

Lisa Ramos

From: Barbara Ioannidis <bioannidis@seritage.com>
Sent: Friday, March 17, 2017 10:00 AM
To: Lisa Ramos
Cc: James Bry; Nino Cammalleri; Peter Haback; Tom Hundrieser; Steve Demetor; Joan Leguay; Daryl MacPherson
Subject: Ft. Wayne, IN - Sanitary Easement - Seritage / BJ's
Attachments: Ft Wayne, IN - Sanitary Sewer Easement - SRG Executed.pdf

Hi Lisa,

Please see the attached for the sanitary sewer easement executed by Seritage SRC Finance LLC ("Seritage"). Seritage requests that the City of Ft. Wayne take over the private sewer main and make it public.

Please let me know where the original should be sent.

Thank you,
Barbara

Barbara Ioannidis
Lease Administrator
Seritage Growth Properties
489 Fifth Avenue, 18th Floor
New York, New York 10017
Direct: (646) 876-7321

May

Wheelock Road Force Main Extension
RESOLUTION NO.76386

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Construction of 1195 LF of 8-inch HDPE force main extension and connection into existing force main along Wheelock Road

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, Wheelock Road Force Main Extension.

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne 2012 Sewer Utility Revenue Bond.

Declares the project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Public Works will not acquire any property rights.

States there are no costs associated with the purchase of any land associated with this project.

Declares the engineer's estimate of the project's total cost is $152,500.00.

APPROVED THIS 31 DAY OF May, 2017.

BOARD OF PUBLIC WORKS

BY: Absent
Robert P. Kennedy, Chairman

BY: Mike Avila
Mike Avila, Member

BY:
Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey Richards, Clerk

SALGY DITCH SEWER CROSSING REPLACEMENT
RESOLUTION NO. 76254

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Includes the installation of approximately 110 LF of 8-inch sanitary main replacement and associated sewer connections, manholes, riprap, bypass operations, and final restoration.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, "Salgy Ditch Sewer Crossing Replacement."

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Public Works will acquire the property rights described in Attachment "A" (Property Acquisition Summary Sheet).

Declares the engineer's estimate of the project's total cost is $77,000.

APPROVED THIS 31 DAY OF May, 2017.

BOARD OF PUBLIC WORKS

BY: Absent
Robert P. Kennedy, Chairman

BY: Mike Avila
Mike Avila, Member

BY: _____
Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey Richards, Clerk

A RESOLUTION approving the sale of
real estate owned by the City of
Fort Wayne

Resolution # 104-5-17-17-1

WHEREAS, The City of Fort Wayne Board of Public Works is listed as the owner of property located in Fort Wayne, Indiana and more particularly described on EXHIBT A attached.

WHEREAS, The Board of Public Works has determined that the City of Fort Wayne has no present use for a portion of this property, and that future use by the City is unlikely.

NOW, THEREFORE, the Board of Public Works of the City of Fort Wayne, Indiana, hereby resolves to sell the above-named property, following all applicable state statutes.

Signed this 17 day of May, 2017.

CITY OF FORT WAYNE

BOARD OF PUBLIC WORKS

Absent
Robert P. Kennedy, Chair

Mike Avila
Mike Avila, Member

Kumar Menon, Member

ATTEST BY:

Lyndsey Richards
Lyndsey Richards, Clerk

Exhibit A

Lot 425 and W 70' of E 81' of N 10' Lot 424 in Lafayette Place Addition in the City of Fort Wayne, Allen County, Indiana, commonly known as 4834 S. Lafayette Street

Lot 426 except E 11' in Lafayette Place Addition in the City of Fort Wayne, Allen County, Indiana, commonly known as 4828 S. Lafayette Street

Lot 427 except E 11' in Lafayette Place Addition in the City of Fort Wayne, Allen County, Indiana, commonly known as 4824 S. Lafayette Street

Lot 428 except E 11' in Lafayette Place Addition in the City of Fort Wayne, Allen County, Indiana, commonly known as 4820 S. Lafayette Street

Lot 429 except E 11' in Lafayette Place Addition in the City of Fort Wayne, Allen County, Indiana, commonly known as 4816 S. Lafayette Street

Lot 430 except E 11' fractional and S 6 ' Lot 431 except E 8.24' fractional in Lafayette Place Addition in the City of Fort Wayne, Allen County, Indiana, commonly known as 4812 S. Lafayette Street

RESOLUTION REGARDING
TERMINATION OF STREET LIGHT SYSTEMS MAINTENANCE CONTRACT

RESOLUTION NO: 104-5-17-17-3

WHEREAS, Midwestern Engineering, Inc. ("Midwestern") and the City of Fort Wayne ("City") entered into a Contract for Street Light Systems Maintenance, (Contract No. 103-4-20-16-2) ("Contract") on August 10, 2016; and

WHEREAS, the Contract duration is from January 1, 2017 through December 31, 2020; and

WHEREAS, the City wishes to move the work performed under the Contract in-house to be performed by City Street Light Operations personnel; and

WHEREAS, the Contract under Section III-5 has a provision for Termination for Convenience which allows the Board of Works to terminate the Contract with Midwestern for the convenience of the Board at any time by providing written notice to Midwestern;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, THAT CONTRACT NO. 103-4-20-16-2 SHALL BE TERMINATED AS OF 3:30 PM EDT ON FRIDAY, JULY 7, 2017 WITH WRITTEN NOTICE PROVIDED TO MIDWESTERN AS STIPULATED IN THE CONTRACT.

DATED THIS 17 DAY OF May, 20 17.

BOARD OF PUBLIC WORKS

Absent
Robert P. Kennedy, Chair

Kumar Menon, Member

Mike Avila
Mike Avila, Member

Lyndsey Richards
Lyndsey Richards, Clerk

Wheelock Road Lift Station
RESOLUTION NO.75960

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Construction of a new sanitary sewage lift station

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, Wheelock Road Lift Station.

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne 2013 Sewer Utility Revenue Bond.

Declares the project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Public Works will not acquire any property rights.

States there are no costs associated with the purchase of any land associated with this project.

Declares the engineer's estimate of the project's total cost is $325,618.00.

APPROVED THIS 17 DAY OF May, 2017.

BOARD OF PUBLIC WORKS

BY: Absent
Robert P. Kennedy, Chairman

BY: Mike Avila
Mike Avila, Member

BY:
Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0147U

2017 - Public Curb Ramp Package South
WORK ORDER NO. 0147U

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve:
THIS PROJECT IS TO IMPROVE THE ADA CURB RAMPS IN DISTRICTS 4, 5, & 6. THIS IS NOT LIMITED TO ADJACENT SIDEWALK AND OR CURB TO BE REPLACED. THERE WILL BE VARIOUS INTER-SECTIONS WHERE THE RADIUS OF THE ROAD WILL BE INCREASED TO ALLOW FOR A BETTER TURN FOR TRAFFIC.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 10 day of May, 2017.

BOARD OF PUBLIC WORKS

Absent
Robert Kennedy, Chairman

Mike Avila
Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey L. Richards, Clerk

AMENDMENT NO. 1
TO THE AGREEMENT BETWEEN
CITY OF FORT WAYNE, INDIANA
AND BASS ROAD INVESTMENT GROUP, LLC

RESOLUTION NO. 104-5-3-17-2

This AMENDMENT NO. 1, effective this 3 of May 2017, is made by and between the City of Fort Wayne, Indiana ("CITY") and Bass Road Investment Group, LLC ("INVESTOR").

WHEREAS, the parties entered into an AGREEMENT dated August 5, 2003, for certain construction and transfer of sewer facilities ("PROJECT"), and

WHEREAS, the CITY and the INVESTOR desire to amend the AGREEMENT as follows:

1. The Exhibit C is deleted in its entirety and replaced with the following:

Exhibit C

The Neuhaus Phase II sanitary sewer interceptor project begins at an existing sanitary manhole located approximately 600 feet southwest of the intersection of Bass Road and Thomas Road and extends in a westerly direction generally along the Flaugh, Maria Main regulated drain crossing under Interstate 69, continuing in a westerly direction generally along the Linnemeier-Lunz regulated drain, continuing westerly to O'Day Road and consists of sewer piping, manholes and other associated appurtenances within either easements and dedicated right-of-way.

2. All other aspects of the AGREEMENT remain unchanged.

IN WITNESS THEREOF, the parties have made and executed this AMENDMENT NO. 1 of AGREEMENT as of the day and year first written above.

CITY OF FORT WAYNE, INDIANA
BOARD OF PUBLIC WORKS

By Absent
Robert P. Kennedy, Chair

By Mike Avila
Mike Avila, Member

By
Kumar Menon, Member

CONTRIBUTOR
BASS ROAD INVESTMENT GROUP, LLC

By
Joseph L. Zehr, President
10808 La Cabreah Lane
Fort Wayne, IN 46845
260/489-7095

ATTEST: Lyndsey Richards
Lyndsey Richards, Clerk

ACKNOWLEDGEMENT

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared Robert P. Kennedy, Mike Avila, Kumar Menon & Lyndsey Richards, **as Chair and Members** of the Board of Public Works of the City of Fort Wayne, and Clerk of the Board of Works and acknowledged the execution of the foregoing agreement as and for their voluntary act and deed for the users and purposes therein contained.

WITNESS my hand and notarial seal this 3 day of May 2017.

Lindsay K Haggerty
Notary Public
Resident of Allen County
Lindsay K Haggerty
Printed Name of Notary

My Commission Expires:

12/02/2020

Lindsay K Haggerty
Notary Public Seal State of Indiana
Allen County
My Commission Expires 12/02/2020

ACKNOWLEDGEMENT

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared _____**Joseph L Zehr____, of Bass Road Investment Group, LLC** and acknowledged the execution of the foregoing agreement as and for their voluntary act and deed for the users and purposes therein contained.

WITNESS my hand and notarial seal this 13th day of April, 2017.

_____
Notary Public
Resident of _____ County

My Commission Expires:

_____

_____
Printed Name of Notary

NOTARY PUBLIC SEAL INDIANA

LISA A DOWNEY, Notary Public
Allen County, State of Indiana
My Commission Expires 10-17-2019

IMPROVEMENT RESOLUTION NO. 0138A

2017 RESURFACING PACKAGE SOUTHWEST
WORK ORDER NO. 0138A

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: Streets in Council Districts 4 & 5 by pavement milling to a depth of 2-3 inches and resurfacing of the streets listed below; including: furnish and adjusting castings, and new pavement markings.

4th DISTRICT

N. GLENDALE DRIVE:	120 LF S. of Crandon Ln.	to	North of Kenton Drive to #1810
INVERNESS DRIVE:	Hadley Road	to	Dunbarton Lane
DUNBARTON LANE:	Balmoral Drive	to	Inverness Drive
BALMORAL DRIVE:	Kinross Lane	to	Dunbarton Lane
KINROSS LANE:	Balmoral Drive	to	Inverness Drive
WHITE SHELL DRIVE:	Blue Stone Court	to	Timberlake Trail
WHITE SHELL DRIVE:	Timberlake Trail	to	Yellow Lake Drive
RED BERRY COURT:	Timberlake Trail	to	Cul-De-Sac
TIMBERLAKE TRAIL:	White Shell (just s. of median)	to	White Shell (just n. of median)
TIMBERLAKE TRAIL:	White Shell Dr. (n. of median)	to	Sail Wind
TIMBERLAKE TRAIL:	Sail Wind	to	Cul-De-Sac
YELLOW LAKE DRIVE:	White Shell Drive	to	Marborough Drive
ALMOND TREE COURT:	Yellow Lake Drive	to	Cul-De-Sac
YELLOW TREE COURT:	Yellow Lake Drive	to	Cul-De-Sac
MARBOROUGH DRIVE:	Yellow Lake Drive	to	Spring Forest Drive
WHITE HILL COURT:	Whitefield Drive	to	East to Cul-De-Sac
BEAVER CREEK COURT:	Sandy Creek Xing	to	Tweedsmuir Run
SHADY CREEK COURT:	Sandy Creek Xing	to	North to Cul-De-Sac
SHADY CREEK COURT:	Sandy Creek Xing	to	South to Cul-De-Sac
COVINGTON ROAD:	Scott Road	to	Alstone Manor Drive
COVINGTON ROAD:	Alstone Manor Drive	to	Grassy Creek Run
COVINGTON ROAD:	Grassy Creek Run	to	Covington Reserve
COVINGTON ROAD:	Covington Reserve	to	Dunbrook Court
COVINGTON ROAD:	Dunbrook Court	to	115 LF West of Covington Woods
SPRING CRESS ROAD:	White Cedar Road	to	Meadow Ridge Road
OLD TRAIL ROAD:	Liberty Drive	to	No Cross Street
OLD TRAIL ROAD:	No Cross Street	to	No Cross Street
OLD TRAIL ROAD:	No Cross Street	to	120' West of Belle Vista

5th DISTRICT:

ENGLE ROAD:	N & W Railroad (E. of Valero Gas)	to	Kekionga Drive
ENGLE ROAD:	Kekionga Drive	to	Mound Pass
ENGLE ROAD:	Mound Pass	to	Manito
ENGLE ROAD:	Manito	to	Bluffton Road
W. JEFFERSON BOULEVARD:	E. Side CSX R/R Overpass	to	W. Main Street
W. JEFFERSON BOULEVARD:	W. Main Street	to	W. Side of Bridge @ Junk Ditch
W. MAIN STREET:	W. Jefferson Blvd.	to	75LF W. of Leesburg Road
NELSON STREET:	Wayne Street	to	Thieme Drive
RUDISILL BOULEVARD:	300 LF East of Broadway	to	South Wayne Avenue
RUDISILL BOULEVARD:	South Wayne Avenue	to	Hoagland Avenue
RUDISILL BOULEVARD:	Hoagland Avenue	to	Harrison Street
RUDISILL BOULEVARD:	Harrison Street	to	Calhoun Street

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 3 day of May, 2017.

BOARD OF PUBLIC WORKS

Absent
Robert Kennedy, Chairman

Mike Avila
Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey L. Richards, Clerk

Garbage/Recycle User Fee Increase
Resolution #104-5-3-17-1

The Solid Waste Department is seeking to amend Chapter 50.09 of the Garbage Ordinance to increase the Garbage/Recycling User Fee from $9.95 per month for residential Single-family households to $12.00 per month; and from $19.90 per month for Multi-family households to $24.00 per month.

Due to increased bid pricing received for garbage collection, recycling collection, and recycle processing, the fee must be raised in order to cover expenses incurred for these waste services. By increasing the fee by $2.05 per month for single family homes and $4.10 per month for multi-family homes, the City will be able to maintain a balance in the Solid Waste fund of roughly 1 – 2 months of expenses over the next two years.

BOARD OF PUBLIC WORKS

Absent
Robert P. Kennedy, Chair

Kumar Menon, Member

Mike Avila
Mike Avila, Member

ATTEST: Lyndsey Richards
Lyndsey Richards, Clerk

IMPROVEMENT RESOLUTION NO. #104-5-3-17-4

Clay Street Rail Bridge Project
WORK ORDER NO. #104-5-3-17-4

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: **The Clay Street Rail Bridge at Columbia Avenue. (milepost MPB-371.12)**

To clean, prime, and paint the rail bridge at milepost MPB-371.12 and to provide pedestrian and accent lighting

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 3 day of May, 2017.

BOARD OF PUBLIC WORKS

Absent
Robert Kennedy, Chairman

Mike Avila
Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsay L. Richards, Clerk

SECONDARY CLARIFIER 6-9 HYDRAULIC IMPROVEMENTS
RESOLUTION NO. 76374

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

This project will consist of the installation of a 4 -24" magnetic flowmeters in Secondary Clarifier #6-9 and modify the associated effluent piping at the Fort Wayne Water Pollution Control Plant.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, WPCP Secondary Clarifier 6-9 Hydraulic Improvements.

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility Revenue Bond.

Declares the project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $203,032.00.

APPROVED THIS 3 DAY OF May, 2017.

BOARD OF PUBLIC WORKS

BY: Absent
Robert P. Kennedy, Chairman

BY: Mike Avila
Mike Avila, Member

BY:
Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0140A

2017- RESURFACING PACKAGE NORTHWEST
WORK ORDER NO. 0140A

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve Street Resurfacing in Council Districts 2 & 3 by milling and resurfacing 1-3 inches of pavement, furnish and adjusting castings and new pavement markings.

DISTRICT 2 (North ½)

AUBURN RD: From No Cross Street to Kelly's Landing
AUBURN RD: From Kelly's Landing to Dupont Circle
AUBURN RD: From Dupont Circle to Dupont
ST JOE ROAD: From Parkerdale to Porter
ST JOE ROAD: From Porter to Derome
ST JOE ROAD: From Derome to Ashland
ST JOE ROAD: From Ashland to Willow Brook
ST JOE ROAD: From Willow Brook to Winding Way
ST JOE ROAD: From Winding Way to Rothman
ROTHMAN ROAD: From St. Joe to 300' East
RED HAW DRIVE: From N. Clinton to Cinnamon
RED HAW DRIVE: From Cinnamon to Tuilp Tree
RED HAW DRIVE: From Tulip Tree to Lacross
RED HAW DRIVE: From Lacross to Cul-de-sac
GARDEN PARK DRIVE: From N. Clinton to Bellevue
GARDEN PARK DRIVE: From Bellevue to Otsego
OTSEGO DRIVE: From Beechmont to Garden Park
OTSEGO DRIVE: From Parkland to Beechmont
PARKLAND DRIVE: From Cul-De-Sac to Otsego
PARKLAND DRIVE: From Otsego to No Cross Street
PARKLAND DRIVE: From No Cross Street to Beechmont
BEECHMONT DRIVE: From Otsego to Parkland
WOODBROOK: from Beechmont to Garden Park

DISTRICT 3

St. MARYS AVENUE: From Archer to Greenlawn
St. MARYS AVENUE: From Greenlawn to Margaret
St. MARYS AVENUE: From Margaret to Florence
St. MARYS AVENUE: From Florence to State
N. CLINTON STREET: From Cumberland to Ridgewood
N. CLINTON STREET: From Ridgewood to Parkhill
N. CLINTON STREET: From Parkhill to Foresthill

N. CLINTON STREET: From Foresthill to Coliseum
CAMBRIDGE BOULVARD: From State to Purdue
CAMBRIDGE BOULVARD: From Purdue to Irene
CAMBRIDGE BOULVARD: From Irene to Trinity
CAMBRIDGE BOULVARD: From Trinity to Harvard
HARVARD BOULVARD: From Cambridge to 150' SW of Goshen
GREENLAWN: From Oakland to Sherman

BLUEFIELD PLACE: From Bethel to Verbena
BLUEFIELD PLACE: From Verbena to No Cross Street
BLUEFIELD PLACE: From No Cross Street to Kentfield
ROBINAIR DRIVE: From Cul-De-Sac to Kayln
Dawsons Creek Blvd.: From No Cross Street to No Cross Street
Dawsons Creek Blvd.: From No Cross Street to No Cross Street
Dawsons Creek Blvd.: From No Cross Street to AUGUSTA
Dawsons Creek Blvd.: From AUGUSTA to No Cross Street
Dawsons Creek Blvd.: From No Cross Street to DUPONT
ALDERWOOD LANE: From Cul-De-Sac to No Cross Street
ALDERWOOD LANE: From No Cross Street to Oaktree

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 3 day of May, 2017.

BOARD OF PUBLIC WORKS

Absent
Robert Kennedy, Chairman

Mike Avila
Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey L. Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0214A

2017 TRAFFIC SIGNAL INSTALLATION

WORK ORDER NO. 0214A

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: RE-INSTALL TRAFFIC SIGNAL FACILITIES, INCLUDING DETECTOR HOUSINGS, SIGNAL LOOPS, AND NECESSARY CONDUIT AND WIRING, AFTER CITY MILLING AND RESURFACING PACKAGES.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement.

The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 3 day of May, 2017.

BOARD OF PUBLIC WORKS

Absent
Robert Kennedy, Chairman

Mike Avila
Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey L. Richards, Clerk

June

EMERGENCY RESOLUTION NUMBER 104-6-21-17-2
BRIDGEWAY STORM CULVERT EMERGENCY REPAIR

WHEREAS, an existing 63" x 80" CMP culvert has fully deteriorated near the intersection of Bridgeway and S. Pheonix and;

WHEREAS, said deterioration could not reasonably be foreseen and requires immediate action to return the sewer to normal flow capacity and road use, and;

WHEREAS, repair of the storm culvert is beyond the capability of the Water Pollution Control Maintenance Department to perform, and;

WHEREAS, At least 3 rehabilitation contractors will be invited to submit quotes on the repair, and;

WHEREAS, the cost of said repairs could exceed Twenty FiveThousand Dollars and Zero Cents, ($25,000.00).

NOW, THEREFORE, the Board of Stormwater Management hereby declares an emergency exists for said sewer repairs and orders the Purchasing Department to issue and **EMERGENCY PURCHASE ORDER TO THE CONTRACTOR CHOSEN FOR SAID REPAIRS.**

APPROVED this 21 day of June ,2017.

BOARD OF STORMWATER MANAGEMENT

By Absent
Robert P. Kennedy, Chair

By Mike Avila
Mike Avila, Member

By
Matthew Wirtz, Member

ATTEST:
Lyndsey Richards, Clerk

2017 SOUTHWEST STORM DRAINAGE IMPROVEMENTS PACKAGE
RESOLUTION NO. 83521

RESOLUTION BY THE BOARD OF STORMWATER MANAGEMENT of the City of Fort Wayne, Indiana that:

The project consists of installing approximately 230 LF of 12" storm sewer and grading improvements at various locations throughout the southwest area of city.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, **2017 Southwest Storm Drainage Improvements Package.**

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Storm Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $86,620.

APPROVED THIS 21 DAY OF June, 2015.

BOARD OF STORMWATER MANAGEMENT

BY: Absent
Robert P. Kennedy, Chairman

BY: Mike Avila
Mike Avila, Member

BY: Matthew Wirtz
Matthew Wirtz, Member

ATTEST: Lyndsey Richards
Lyndsey Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0059S

STEUP AVENUE IMPROVMENTS
WORK ORDER NO. 0059S

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: Steup Avenue from Spring St. to Rosemont Ave. by removing and replacing bad sidewalks, adding ADA ramps at the intersections and adding new storm water infrastructure to improve drainage.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 21st day of June, 2017.

BOARD OF PUBLIC WORKS

Absent 6.21.17
Robert Kennedy, Chairman

Mike Avila
Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey L. Richards, Clerk

EMERGENCY RESOLUTION NUMBER 104-6-21-17-1
WILDMERE COMBINATION SEWER OUTFALL EMERGENCY REPAIR

WHEREAS, a section of an existing 42" brick combination sewer outfall has collapsed near the intersection of Wildmere and Wildwood and;

WHEREAS, said collapse could not reasonably be foreseen and requires immediate action to return the sewer to normal flow capacity, and;

WHEREAS, repair of the combination sewer is beyond the capability of the Water Pollution Control Maintenance Department to perform, and;

WHEREAS, Bercot Inc., T&E Inc., Ironclad Excavating., API Inc., and Wisel Enterprises are invited to submit quotes on the repair, and;

WHEREAS, the cost of said repairs could exceed Twenty FiveThousand Dollars and Zero Cents, ($25,000.00).

NOW, THEREFORE, the Board of Public Works hereby declares an emergency exists for said sewer repairs and orders the Purchasing Department to issue and **EMERGENCY PURCHASE ORDER TO THE CONTRACTOR CHOSEN FOR SAID REPAIRS.**

APPROVED this 21 day of June ,2017.

BOARD OF PUBLIC WORKS

By Absent
Robert P. Kennedy, Chair

By: Mike Avila
Mike Avila, Member

By:
Kumar Menon, Member

ATTEST: Lyndsey J. Richards
Lyndsey Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0072R

HANNA STREET TRAIL: BURNS BOULEVARD TO 370 FEET NORTH OF US 27
WORK ORDER NO. 0072R

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: Hanna Street by constructing a 10 foot wide,0.51 mile long asphalt trail on the west side of Hanna Street from Burns Boulevard to 370 feet north of US 27. The project also includes pedestrian crossings, ADA ramps, updating the drainage flow in ditches, and a park bench.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 20 day of June, 2017.

BOARD OF PUBLIC WORKS

Absent
Robert Kennedy, Chairman

Mike Avila
Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey R. Richards
Lyndsey L. Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0010R

PUFFERBELLY TRAIL: STATE BOULEVARD TO FOURTH STREET
WORK ORDER NO. 0010R

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: the bicycle and pedestrian infrastructure along North Clinton Street by constructing the Pufferbelly Trail, a 10 – 12 foot wide, 0.63 mile long asphalt and concrete trail on the east side of Clinton Street from Fourth Street to the Spy Run Creek and then crossing under Clinton Street at the Spy Run Creek and then heading north on the west side of Clinton to State Boulevard. The project also includes restnodes with park benches, warning signs, pavement markings, lights, pedestrian crossings, ADA ramps, retaining wall and drainage improvements.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 22 day of June, 2017.

BOARD OF PUBLIC WORKS

Absent
Robert Kennedy, Chairman

Mike Avila
Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey L. Richards, Clerk

EMERGENCY RESOLUTION NUMBER 104-6-14-17-1
SALGY DITCH SANITARY SEWER CROSSING EMERGENCY REPAIR

WHEREAS, a section of an existing 8"sanitary sewer crossing Salgy Ditch has collapsed near the intersection of St Joe Road and Rothman Road and;

WHEREAS, said collapse could not reasonably be foreseen and requires immediate action to return the sewer to normal flow capacity, and;

WHEREAS, repair of the 8" sanitary sewer is beyond the capability of the Water Pollution Control Maintenance Department to perform, and;

WHEREAS, Bercot Inc., T&E Inc., Ironclad Excavating., API Inc., Wisel Enterprises, and Lawnscape Land Management are invited to submit quotes on the repair, and;

WHEREAS, the cost of said repairs could exceed Twenty FiveThousand Dollars and Zero Cents, ($25,000.00).

NOW, THEREFORE, the Board of Public Works hereby declares an emergency exists for said sewer repairs and orders the Purchasing Department to issue and **EMERGENCY PURCHASE ORDER TO THE CONTRACTOR CHOSEN FOR SAID REPAIRS.**

APPROVED this 14 day of June ,2017.

BOARD OF PUBLIC WORKS

By _____
Robert P. Kennedy, Chair

By _____
Mike Avila, Member

By _____
Kumar Menon, Member

ATTEST: _____
Lyndsey Richards, Clerk

Plant Filter Renovations 2017
RESOLUTION NO. 66661

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana

that: Includes the renovation of Filter #2, #14, and #19 at the water filtration plant.

Said improvements shall be constructed in accordance with specifications titled, "Filter Renovations 2017"

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Water Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there is no cost associated with the purchase of any land associated with this

project. Declares the engineer's estimate of the project's total cost is $197,000.00.

APPROVED THIS 14 DAY OF June, 2017.

BOARD OF PUBLIC WORKS

BY: _____
Robert P. Kennedy, Chairman

BY: _____
Mike Avila, Member

BY: _____
Kumar Menon, Member

ATTEST: _____
Lyndsey Richards, Clerk

Network Improvements
66304

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Improves the industrial control system network used by City Utilities Three Rivers Filtration Plant to monitor and control the automated treatment system. This improvement will provide new equipment and hardware extending the plants fiber network increasing reliability.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, Three Rivers Filtration Plant Network Improvements.

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Water Utility Revenue.

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $120,000.

APPROVED THIS 14 DAY OF June, 2017.

BOARD OF PUBLIC WORKS

BY: _____
Robert P. Kennedy, Chairman

BY: _____
Mike Avila, Member

BY: _____
Kumar Menon, Member

ATTEST: _____
Lyndsey Richards, Clerk

Hessen Cassel & Crestmont Dr & Commercial Rd Storm Drainage Improvements
RESOLUTION NO. 83510

RESOLUTION BY THE BOARD OF STORMWATER MANAGEMENT of the City of Fort Wayne, Indiana that:

The project consists of installing 287 LF of 15-inch storm sewer and 4 appurtenant structures along Hessen Cassel Rd, grading approximately 100 LF of side ditch along Crestmont Dr and replacing 1 drive approach. Also, adding approximately 335 LF of 12-inch pipe, 6 appurtenant structures and clear and grub approximately 800 LF of a roadside ditch along Commercial Rd, west of Bluffton Road.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, **Hessen Cassel & Crestmont Dr & Commercial Rd Storm Drainage Improvements**

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Storm Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Public Works will acquire the property rights described in Attachment "A" (Property Acquisition Summary Sheet).

Declares the engineer's estimate of the project's total cost is $139,000.

Declares the maximum fee to be collected from the affected property owner are those shown on the Attachment "B"

APPROVED THIS 7 DAY OF June, 2017.

BOARD OF STORMWATER MANAGEMENT

BY: _____
Robert P. Kennedy, Chairman

BY: Mike Avila
Mike Avila, Member

BY: _____
Matthew Wirtz, Member

ATTEST: Lyndsey Richards
Lyndsey Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0164P

SOUTH HANNA RETAINING WALL REPAIR
WORK ORDER NO. 0164P

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: **SOUTH HANNA STREET RETAINING WALL REPAIR** as follows: THE EXISTING GRAVITY RETAINING WALL LOCATED WITHIN THE 1600 BLOCK OF HANNA STREET (WEST-SIDE) HAS COLLAPSED AND NEEDS TO BE RECONSTRUCTED TO INSURE PUBLIC SAFETY. PROPOSED IS A NEW MODULAR REINFORCED RETAINING WALL SYSTEM, WHICH INCLUDES: CONCRETE SIDEWALK AND CURB RAMPS TO COMPLETE THIS IMPROVEMENT.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 7th day of June, 2017

BOARD OF PUBLIC WORKS

Robert Kennedy, Chairman

Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey L. Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0142C

POINTE INVERNESS WAY CONCRETE STREET RECONSTRUCTION
WORK ORDER NO. 0142C

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: Pointe Inverness Way by removing and replacing the concrete street pavement, adding sub-surface drainage, installing new ADA compliant curb ramps, and hydroseed restoration.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 7th day of June, 2017.

BOARD OF PUBLIC WORKS

Robert Kennedy, Chairman

Mike Avila, Member

Kumar Menon, Member

ATTEST:
Lyndsey L. Richards, Clerk

July

IMPROVEMENT RESOLUTION NO. 0178S

2017 - Miscellaneous Construction Package North
WORK ORDER NO. 0178S

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: 106 locations in the City of Fort Wayne, IN.

The improvments are at various property locations throught districts 1, 2, & 3.
The improvements include removing and replacing sidewalks, residential drive approaches, curb and installation of new underdrain.
All in accordance with the profile, details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

The cost for sidewalks, drives, curbs, and yard walks shall be assessed 50% on the real estate abutting on said improvements and 50% upon the City of Fort Wayne, Indiana, if the said City is benefited by said improvement and the cost for restoring areas affected by construction shall be assessed 100% on said City, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of three (3%) percent per annum as set by the Board of Public Works and shall be financed under Revolving Barrett Law as provided for in the above-entitled acts.

All proceedings and any work done on said improvements, assessment of property, collection of assessments and issuance of Bonds, therefore, shall be as provided for in said above-entitled acts and all amendments thereto and supplemental thereof.

Adopted this 26 day of July, 2017.

BOARD OF PUBLIC WORKS

Absent
Robert Kennedy, Chairman

Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey L. Richards, Clerk

Water Pollution Control Plant Pond 3 Junction Vent
76376

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

The Work is generally described as the fabrication and installation of a stainless steel air vent.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, WPCP Pond 3 Junction Vent

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility.

Declares the project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associated with this project.

Declares the engineer's estimate of the project's total cost is $121,000.

APPROVED THIS 19 DAY OF July, 2017.

BOARD OF PUBLIC WORKS

BY: Absent
Robert P. Kennedy, Chairman

BY: Mike Avila
Mike Avila, Member

BY:
Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey Richards, Clerk

HARRISON STREET UTILITY IMPROVMENTS
RESOLUTION NO. 76301

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

The CONTRACTOR shall furnish all labor, materials, supplies, and equipment required to perform the following:

> This project will include the construction of 650 linear feet of 42 to 60-inch consolidation sewer, 40 linear feet of 12-inch sanitary sewer, 1,010 linear feet of 12 to 60-inch storm sewer, a new outfall structure and 250 linear feet of 12 to 16-inch water main replacement. In the future, the consolidation sewer will collect sewage from CSO 032 and connect to a tunnel drop shaft. The tunnel will then transport these flows to the Water Pollution Control Plant's Wet Weather Ponds. This will bring CSO 032 into compliance of 4 overflows events per typical year.

Said improvements with all their appurtenances shall be constructed in accordance with the drawings and specifications titled, Harrison Street Utility Improvements.

Declares the cost of the said improvements shall be paid by the funds from the State Revolving Fund program and Fort Wayne Stormwater Utility (Bond).

Declares the project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Public Works will acquire the property rights described in Attachment "A" (Property Acquisition Summary Sheet).

States there are costs of $0.00 (zero dollars) for the purchase of easements associated with this project.

Declares the engineer's estimate of the project's total cost is $2,200,000.00.

APPROVED THIS 19 DAY OF July, 2017.

BOARD OF PUBLIC WORKS

BY: Absent
Robert P. Kennedy, Chairman

BY: Mike Avila
Mike Avila, Member

BY:
Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey Richards, Clerk

Attachment "A"

WO#76301 - HARRISON STREET UTILITY IMPROVEMENTS- PROPERTY ACQUISITION SUMMARY

PARCEL NO.	DESIGN SHEET NO.	LRCS #	Parcel #	PROPERTY OWNER	PROPERTY ADDRESS	SOURCE OF TITLE; DEED RECORD & PAGE OR DOC. NO.	SUBSURFACE EASEMENT	PERMANENT EASEMENT	TEMPORARY EASEMENT	REMARKS	EASEMENT DOCUMENT NUMBER
1	C-108-04 & C-108-08	221	50	Fort Wayne Board Of Park Commissioners	231 S Harrison St	Parcel #02-12-02-254-008.000-074; Doc. No. 990094251	X*	X	X*	In Negotiation	
2	C-108-04 & C-108-08	222	49	Fort Wayne Board Of Park Commissioners	126 Clair Ave	Parcel #02-12-02-254-007.000-074; Doc. No. 990094251	X*	X	X*	In Negotiation	
3	C-108-04 & C-108-08	223	N/A	Fort Wayne Board Of Park Commissioners	500 S Calhoun St	Parcel #02-12-02-254-009.000-074; Doc. No. 990094251	X	X	X	In Negotiation	
4	C-108-04	224	48	Fort Wayne Board Of Park Commissioners	120 Clair Ave	Parcel #02-12-02-254-006.000-074; Doc. No. 990094251	X*	X	X*	In Negotiation	
5	C-108-04	225	47	Fort Wayne Board Of Park Commissioners	118 Clair Ave	Parcel #02-12-02-254-005.000-074; Doc. No. 990094251	X	X*	X*	In Negotiation	
7	C-108-04	228	45	Fort Wayne Board Of Park Commissioners	102 Clair Ave	Parcel #02-12-02-254-003.000-074; Doc. No. 990094251			X*	In Negotiation	
6	C-108-04	230	46	Fort Wayne Board Of Park Commissioners	108 Clair Ave	Parcel #02-12-02-254-004.000-074; Doc. No. 990094251	X	X*	X	In Negotiation	
8	C-108-04	231	N/A	Fort Wayne Board Of Park Commissioners	200 S Clinton St	Parcel #02-12-02-255-001.000-074; Doc. No. 990094251			X	In Negotiation	
9	C-108-04	232	N/A	Fort Wayne Board Of Park Commissioners	280 N Calhoun St	Parcel #02-12-02-255-002.000-074; Doc. No. 990094251			X	In Negotiation	

* Under #76300 Improvement Resolution Property Acquisition Summary

IMPROVEMENT RESOLUTION NO. 0167R

SMITH FIELD TRAIL, PHASE 1
WORK ORDER NO. 0167R

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: the Smith Field Trail (part of the Pufferbelly Trail) by constructing a 12 foot wide, 1.5 mile long asphalt trail along the former New York Central Railroad corridor from Wallen Road to Ludwig Road. The project also includes pedestrian crossings, ADA ramps, lighting and several park benches.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid by the City of Fort Wayne and by the Regional Development Authority.

Adopted this 19 day of July, 2017.

BOARD OF PUBLIC WORKS

Absent
Robert Kennedy, Chairman

Mike Avila
Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey L. Richards, Clerk

Board Agenda Transmittal

To: Board of Works

From: Mario A. Trevino
Manager of Transportation Engineering Services

Date: 7/5/2017

Subject: Smith Field Trail: Washington Center Road to Wallen Road
Resolution #: 0167R W.O. #: 0167R

Attached is one (1) original and one (1) copy of the following to be placed on the BOARD Agenda for: **7/19/2017** .

Improvement Resolution

Additional Comments:

Please advertise for bid on: **7/21/2017** & **7/28/2017**

Bid Opening Date: **8/9/2017**

Upon Approval, please return a copy of the RESOLUTION to Transportation Engineering Svcs.

IMPROVEMENT RESOLUTION NO. 0192G

GLENCAIRN DRIVE CURB RECONSTRUCTION
WORK ORDER NO. 0192G

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve:
GLENCAIRN DRIVE, FROM INWOOD DRIVE TO DODGE AVENUE, BY
AND REPLACING CURBS, SOME DRIVE APPROACHES AND INLET CASTINGS

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 19 day of July, 2017

BOARD OF PUBLIC WORKS

Absent
Robert Kennedy, Chairman

Mike Avila
Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey L. Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0216L

WALDEN PHASE IV AREA 9 STREET LIGHTING IMPROVEMENTS
WORK ORDER NO. 0216L

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve 2 locations in the city of Fort Wayne.

Lighting improvements in the Walden Additior New lighting and buried wire to be placed on Marty's Hill Place and the northern portion of Walden Run.

All in accordance with the profile, details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

The cost for lighting improvements shall be assessed 60% on real estate abutting on said improvements, and 40% upon The City of Fort Wayne, Indiana. If the said City is benefited by said improvement and the cost for restoring areas affected by construction shall be assessed 100% on said City, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of three (3%) percent per annum as set by the Board of Public Works and shall be financed under Revolving Barrett Law as provided for in the above-entitled acts.

All proceedings and any work done on said improvements, assessment of property, collection of assessments and issuance of Bonds, therefore, shall be as provided for in said above-entitled acts and all amendments thereto and supplemental thereof.

Adopted this 12 day of July, 2017.

BOARD OF PUBLIC WORKS

Absent
Robert Kennedy, Chairman

Mike Avila
Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey L. Richards
Lyndsey L. Richards, Clerk

DOUGLAS: CLINTON TO BARR ST WATER MAIN REPLACEMENT
RESOLUTION NO. 66635

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Includes the installation of approximately 450 LF of 8-inch water main replacement and associated valves, fire hydrants, and other appurtenances.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, "Douglas: Clinton to Barr St Water Main Replacement"

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Water Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares the engineer's estimate of the project's total cost is $93,000.

APPROVED THIS 12 DAY OF July, 2017.

BOARD OF PUBLIC WORKS

BY: Absent
Robert P. Kennedy, Chairman

BY: Mike Avila
Mike Avila, Member

BY:
Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey Richards, Clerk

WPCP LOCKER ROOM PHASE 2
RESOLUTION NO. 76351

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

This project will consist of the installation of a women's locker room in the lower level of the administration building at the Fort Wayne Water Pollution Control Plant.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, Water Pollution Control Plant Women's Locker Room.

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility Revenue Bond.

Declares the project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $189,602.00.

APPROVED THIS 12 DAY OF July, 2017.

BOARD OF PUBLIC WORKS

BY: Absent
Robert P. Kennedy, Chairman

BY: Mike Avila
Mike Avila, Member

BY:
Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0199B

College Street- R/R Elevation Brick Repair
WORK ORDER NO. 0199B

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: **College Street, Remove and Resetting of Historic Brick Street**

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 12 day of July, 2017.

BOARD OF PUBLIC WORKS

Absent
Robert Kennedy, Chairman

Mike Avila
Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsay Richards
Lyndsay L. Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0156B

Grand Street Brick Street Repair
WORK ORDER NO. 0156B

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: **Grand Street, removing and resetting the Historic Brick Street**

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 12 day of July, 2017.

BOARD OF PUBLIC WORKS

Absent
Robert Kennedy, Chairman

Mike Avila
Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsay Richards
Lyndsay L. Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0153A

TILL ROAD IMPROVEMENTS
WORK ORDER NO. 0153A

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: Till Road between Colchester Terrace and Dawson's Creek Blvd. by installing structural concrete panels on both sides of the road to stabilize the existing pavement, installing two new inlets and storm pipe and adding new asphalt surface.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 12 day of July, 2017.

BOARD OF PUBLIC WORKS

Absent
Robert Kennedy, Chairman

Mike Avila
Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey L. Richards, Clerk

Aug

WPCP HELICAL PIER CAPS
76415

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

The Work is generally described as the fabrication and installation of stainless steel covers at the Water Pollution Control Plant.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, Helical Pier Cap Assembly

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associated with this project.

Declares the engineer's estimate of the project's total cost is $25,000.

APPROVED THIS 30 DAY OF August, 2017.

BOARD OF PUBLIC WORKS

BY: _____
Robert P. Kennedy, Chairman

BY: _____
Mike Avila, Member

BY: _____
Kumar Menon, Member

ATTEST: _____
Lyndsey Richards, Clerk

THREE RIVERS FILTRATION PLANT
Three Rivers Filtration Plant Roofing Repairs Project
RESOLUTION NO. 66690

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Orders the construction of a new Roof for the Three Rivers Filtration Plant's Generator Building and UV Room

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, "THREE RIVERS FILTRATION PLANT ROOFING REPAIRS PROJECT" prepared by City Utilities.

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Water Utility (Revenue).

Declares City Utilities received and accepted two (2) bids through the Purchasing Department.

Declares the project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the lowest qualified bidder for the project is $98,000.00.

APPROVED THIS 30 DAY OF August, 2017.

BOARD OF PUBLIC WORKS

BY: _____
Robert P. Kennedy, Chairman

BY: _____
Kumar Menon, Member

BY: _____
Mike Avila, Member

ATTEST: _____
Lindsey Richards, Clerk

A RESOLUTION approving the sale of
real estate owned by the City of
Fort Wayne.

Resolution # 104-8-23-17-1

WHEREAS, The City of Fort Wayne Board of Public Works is listed as the owner of property located in Fort Wayne, Indiana and more particularly described as:

2605 South Anthony Blvd
Lot 1 Zorbaughs Amd Sub Add

WHEREAS, The Board of Public Works has determined that the City of Fort Wayne has no present use for this property, and that future use by the City is unlikely.

NOW, THEREFORE, the Board of Public Works of the City of Fort Wayne, Indiana, hereby resolves to sell the above-named property, following all applicable state statutes.

Signed this 23 day of August, 2017

CITY OF FORT WAYNE
BOARD OF PUBLIC WORKS

Robert P. Kennedy, Chair

Mike Avila, Member

Kumar Menon, Member

Attest: Lyndsay Richards, clerk

IMPROVEMENT RESOLUTION NO. 0229T

TRAFFIC FIBER RELOCATION
Work Order No. 0229T

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: RELOCATION OF FIBER OPTIC COMMUNICATION LINES AT THE INTERSECTION OF COLISEUM BOULEVARD AND COLDWATER ROAD.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 23 day of August, 2017.

BOARD OF PUBLIC WORKS

Robert Kennedy, Chairman

Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey L. Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0228A

Pavement Sealing
WORK ORDER NO. 0228A

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve:

MCKINNIE AVE FROM ANTHONY TO HESSEN CASSEL AND MAUMEE FROM HARMAR TO CHUTE BY SEALING THE PAVEMENT WITH A CLEAR TOPICAL REJUVENATOR TO EXTEND THE LIFE OF THE PAVEMENT.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 23 day of August, 2017.

BOARD OF PUBLIC WORKS

Robert Kennedy, Chairman

Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards

Lyndsey L. Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0218S

FOREST RIDGE SIDEWALK CONNECTION
WORK ORDER NO. 0218S

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve:
FOREST RIDGE ADDITION BY ADDING A 5' WALK CONNECTING THE TERMINIS OF BASHWOOD PASS TO THE COMMUNITY WALK AT WOODS EDGE LANE IN THE GLENS OF LIBERTY MILLS. MINIMAL CLEARING, PIPE WORK, AND HYDROSEEDING WILL COMPLETE THE PROJECT.

, in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 23 day of August, 2017.

BOARD OF PUBLIC WORKS

Robert Kennedy, Chairman

Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey L. Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0204S

2017 - Miscellaneous Construction Package South
WORK ORDER NO. 0204S

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: 106 locations in the City of Fort Wayne, IN.

The improvements are at various property locations throughout districts 4, 5, & 6.
The improvements include removing and replacing sidewalks, residential drive approaches, curbs, and installation of new ADA Curbramps.
All in accordance with the profile, details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

The cost for sidewalks, drives, curbs, and yard walks shall be assessed 50% on the real estate abutting on said improvements and 50% upon the City of Fort Wayne, Indiana, if the said City is benefited by said improvement and the cost for restoring areas affected by construction shall be assessed 100% on said City, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of three (3%) percent per annum as set by the Board of Public Works and shall be financed under Revolving Barrett Law as provided for in the above-entitled acts.

All proceedings and any work done on said improvements, assessment of property, collection of assessments and issuance of Bonds, therefore, shall be as provided for in said above-entitled acts and all amendments thereto and supplemental thereof.

Adopted this 23 day of August, 2017.

BOARD OF PUBLIC WORKS

Robert Kennedy, Chairman

Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey L. Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0157U

2017 Public Sidewalk Curb Ramp Package
WORK ORDER NO. 0157U

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve:
Various existing street corners in the 1st and 2nd Districts in order to bring them into ADA compliance. This shall consist of removal and replacement of sidewalk, curb, and curb ramps at the corners. There are a total of 127 ramps getting improvements.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 23 day of August, 2017.

BOARD OF PUBLIC WORKS

Robert Kennedy, Chairman

Mike Avila, Member

Kumar Menon, Member

ATTEST:

Lyndsey L. Richards, Clerk

Water Pollution Control Plant Pond Fiber Eastern Network Ring Improvements
RESOLUTION NO. 76283

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, **Water Pollution Control Plant Pond Fiber Eastern Network Ring Improvements**

Said improvements involve installing approximately 2000 ft of single mode fiber optic cable between the aeration east network enclosure and the dechlorination network enclosure. This fiber optic cable will create a secondary path for the industrial control system communication on the eastern half of the network at the Water Pollution Control Plant.

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $60,250.00

APPROVED THIS 23 DAY OF August, 2017.

BOARD OF PUBLIC WORKS

BY: _____
Robert P. Kennedy, Chairman

BY: _____
Mike Avila, Member

BY: _____
Kumar Menon, Member

ATTEST: _____
Lyndsey Richards, Clerk

IMPROVEMENT RESOLUTION NO. 12417

Maysville Road Widening
WORK ORDER NO. 12417

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: Maysvill Road, from Meijer Drive through Stelhorn Road
This project will include new concrete curbs, drive approaches, sidewalks and ADA ramps.
The widening of Maysville Road to two lanes in each direction with a designated turn lane.
This project will also include new water main, storm and sanitary sewers. And new landscaping

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 16 day of August, 2017.

BOARD OF PUBLIC WORKS

Absent
Robert Kennedy, Chairman

Mike Avila
Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey L. Richards, Clerk

IMPROVEMENT RESOLUTION No. 0223S

4800 Old Mill Road Sidewalk Improvements
WORK ORDER No. 0223S

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve:

Sidewalk and drive approaches along the east side of the 4800 block of Old Mill Road between W. Sherwood Terra(W. Pettit Avenue. This involves removing and replacing the existing poor condition sidewalk and drive approaches a mulched seeding restoration. This project involves eight (8) property owners.

All in accordance with the profile, details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

The cost for sidewalks, drives, curbs, and yard walks shall be assessed 50% on the real estate abutting on said improvements and 50% upon the City of Fort Wayne, Indiana, if the said City is benefited by said improvement and the cost for restoring areas affected by construction shall be assessed 100% on said City, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments if deferred are to be paid in ten (10) equal installments with interest at the rate of three percent (3%) per annum as set by the Board of Public Works and shall be financed under Revolving Barrett Law as provided for in the above-entitled acts.

All proceedings and any work done on said improvements, assessment of property, collection of assessments and issuance of Bonds, therefore, shall be as provided for in said above-entitled acts and all amendments thereto and supplemental thereof.

Adopted this 16 day of August, 2017.

BOARD OF PUBLIC WORKS

Absent
Robert Kennedy, Chairman

Mike Avila
Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey L. Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0154A

Getz Road and Constitution Drive Intersection Improvements
WORK ORDER NO. 0154A

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve:
the intersection of Getz Road and Constitution Dr; by widening Constitution Dr for a new left turn lane, new traffic signals, walk along the south side of Constitution Dr from Getz to Magnavox Way and west side of Getz along the Fire Station, new ADA ramps, update drive approaches, new pavement markings, and Hydroseed restoration.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 16 day of August, 2017.

BOARD OF PUBLIC WORKS

Absent
Robert Kennedy, Chairman

Mike Avila
Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey L. Richards
Lyndsey L. Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0227N

FAIRFIELD AVENUE PHASE III STREET LIGHTING IMPROVEMENTS
WORK ORDER NO. 0227N

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve:
Street lighting on Fairfield Avenue from Creighton Avenue to 185' north of the Bass Street intersection.
Work shall include new lighting, service points, and buried wire.

...ll in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 9th day of August, 2017.

BOARD OF PUBLIC WORKS

Robert Kennedy, Chairman

Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey L. Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0227N

FAIRFIELD AVENUE PHASE III STREET LIGHTING IMPROVEMENTS
WORK ORDER NO. 0227N

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve:
Street lighting on Fairfield Avenue from Creighton Avenue to 185' north of the Bass Street intersection.
Work shall include new lighting, service points, and buried wire.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 9th day of August, 2017.

BOARD OF PUBLIC WORKS

Robert Kennedy, Chairman

Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey L. Richards, Clerk

A RESOLUTION OF BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, APPROVING THE PURCHASE OF PART OF 6040 INNOVATION BOULEVARD IN FORT WAYNE TO FACILITATE THE SUMMIT PUMP STATION PROJECT

RESOLUTION NUMBER 104-8-2-17-3

WHEREAS, the City of Fort Wayne (the "City") is planning to install a pump station in Summit Industrial Park, near the intersection of Washington Center Road and Innovation Boulevard, in order to create a new remote pressure zone with increased fire flows, increased reliability between pressure zones, and increased pressure in the service area (the "Project"); and

WHEREAS, to facilitate the Project, the City wishes to acquire a fee simple interest in a certain area of real property encompassing 0.140 acres of land, located at 6040 Innovation Boulevard in Fort Wayne, Indiana, 46818, more particularly described and depicted in Exhibit 1 attached hereto, incorporated herein by this reference (the "Property"); and

WHEREAS, the City wishes to purchase the Property from its owner, Wayne Pipe and Supply, Inc. (the "Owner"); and

WHEREAS, the aforesaid Owner wishes to sell the Property to the City; and

WHEREAS, the agreed purchase price for the Property is Eight Thousand, Four Hundred Dollars ($8,400.00).

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF FORT WAYNE, INDIANA BOARD OF PUBLIC WORKS AS FOLLOWS:

The purchase of the Property by the City of Fort Wayne, Indiana, for the total price of Eight Thousand, Four Hundred Dollars ($8,400.00) is hereby

APPROVED this 2 day of August, 2017.

(Remainder of the page intentionally left blank—signature page to follow.)

BOARD OF PUBLIC WORKS

By: _____
Robert P. Kennedy, Chair

By: _____
Kumar Menon, Member

By: _____
Mike Avila, Member

Attest: _____
Lyndsey Richards, Clerk

Prepared by: Seth Weinglass, City of Fort Wayne, Program Manager, Capital Project Services

ACKNOWLEDGEMENT

STATE OF INDIANA)
) **SS:**
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared Robert P. Kennedy, Kumar Menon, and Mike Avila, as Members of the Board of Public Works of the City of Fort Wayne, and Lyndsey Richards, Clerk of the Board of Works, and acknowledged the execution of the foregoing contract as and for their voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 2 day of AUGUST, 2017.

Lindsay K Haggerty
Notary Public

My Commission Expires:

12/02/2020

Resident of Allen County

Lindsay K Haggerty
Printed Name of Notary

Lindsay K Haggerty
Notary Public Seal State of Indiana
Allen County
My Commission Expires 12/02/2020

EXHIBIT 1

PROPERTY OWNER NAME AND MAILING ADDRESS:

Landowner: Wayne Pipe and Supply
Mailing Address: 6040 Innovation Blvd.
Fort Wayne, IN 46818

AFFECTED PROPERTY:

Address: 6040 Innovation Blvd., Fort Wayne, IN 46818
Last deed of record: Allen County Recorder's document number 2008055297
Tax parcel no.: 02-07-16-400-004.004-073

INTEREST TO BE ACQUIRED: Part of the above parcel, encompassing an area of 0.140 of an acre (legal description and drawing attached).

LAND DESCRIPTION

A part of the southeast quarter of Section 16, Township 31 North, Range 12 East of the Second Principal Meridian, Washington Township, Allen County, Indiana, more particularly described as follows:

Commencing at a 5/8 inch rebar with "Karst" identification cap marking the intersection of the north right-of-way line of Washington Center Road and the easterly right-of-way line of Innovation Boulevard as depicted and described in Instrument Number 201042065 in the Office of the Recorder of Allen County, Indiana (the next 4 calls are along the easterly right-of-way line of Innovation Boulevard); North 47 degrees 15 minutes 44 seconds West (Indiana State Plane Coordinate System, East Zone) a distance of 64.18 feet; North 02 degrees 44 minutes 20 seconds West, a distance of 40.00 feet; North 08 degrees 26 minutes 21 seconds West, a distance of 151.02 feet to a 5/8 inch rebar with "Foresight" identification cap; North 02 degrees 44 minutes 20 seconds West, a distance of 444.48 feet to a 5/8 inch rebar with "Karst" identification cap, being the northwesterly corner of a 7.069 acre tract as described in Instrument Number 2008055297 in the Office of said Recorder, also the POINT OF BEGINNING of this description; thence South 87 degrees 38 minutes 50 seconds East, along the northerly boundary of said 7.069 acre tract, a distance of 95.38 feet to a 5/8 inch rebar with "Wessler" identification cap; thence South 02 degrees 44 minutes 20 seconds East, a distance of 60.00 feet to a 5/8 inch rebar with "Wessler" identification cap; thence South 87 degrees 15 minutes 40 seconds West, a distance of 95.00 feet to a 5/8 inch rebar with "Wessler" identification cap, on the westerly boundary of said 7.069 tract; thence North 02 degrees 44 minutes 20 seconds West, along said westerly boundary, a distance of 68.46 feet to the point of beginning. Containing 0.140 acres (6,102 square feet), more or less. Subject to all legal highways, rights-of-ways, easements, restrictions of record, and a 20' sanitary sewer easement as described in Instrument Number 201042067 in the Office of said Recorder.

SURVEYOR'S REPORT

In accordance with Indiana Administrative Code 865 IAC 1 – 12 (Rule 12), the following observations and opinions are submitted regarding the various uncertainties in the locations of the lines and corners established on this survey as a result of variances in reference monuments, inconsistencies in lines of occupation, discrepancies in the record descriptions, and the relative positional accuracy. There may be unwritten rights associated with these uncertainties.

Unless otherwise noted or depicted hereon, there is no evidence of occupation along the perimeter lines of the subject tract, and there are no deed gaps with adjoining record land descriptions. All survey monuments, set or found during this survey, are flush with the existing grade unless otherwise noted.

In July 2016, Wessler Engineering was hired by the City of Fort Wayne to perform a boundary survey at the northwesterly corner of a 7.069 acre tract of land owned by Wayne Pipe and Supply Inc., as described in Instrument Number 2008055297 in the Office of the Recorder of Allen County, Indiana. The project was surveyed using GPS Real Time Kinematic methods based upon the Indiana Continuously Operating Reference Station (INCORS) Network, Indiana State Plane, East Zone, NAD 1983. The distances shown on the survey are grid distances, and the combined scale factor is 0.99995128.

This survey originated the description and monuments were found for the parent parcel as called for in Instrument Number 2008055297. The northerly adjoiner is the City of Fort Wayne as recorded in Instrument Number 201042064. The easterly and southerly adjoiner is Wayne Pipe and Supply Inc. as recorded in Instrument Number 2008055297. The westerly adjoiner is the right-of-way for Innovation Boulevard as recorded in Instrument Number 201042065. Information from the Secondary Development Plan for Summit Park II recorded in Plat Cabinet D, Page 128 and Instrument Number 201060988 was used during this survey.

As a result of the above observations, it is my opinion that the uncertainties in the locations of the lines and corners established on this survey are as follows:

Due to reference monuments: less than the relative positional accuracies of this survey.
Due to lines of occupation: none.
Due to discrepancies in the record descriptions: none.

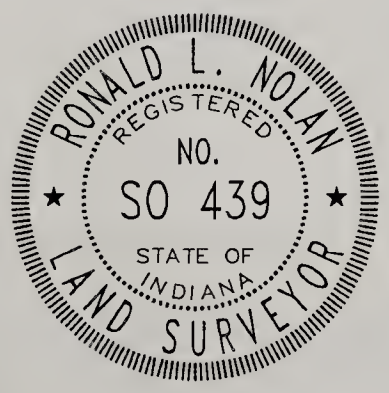
The within survey was prepared without benefit of current evidence of source to title for the subject tract or adjoiners and is therefore subject to any statements of facts revealed by examination of such documents.

This survey complies with the relative positional accuracies of an urban survey (0.07 feet plus 50 parts per million) as defined in 865 IAC 1-12-7.

SURVEYOR'S STATEMENT

This survey was performed wholly under the direction of myself and to the best of my information, knowledge, and belief, was executed in accordance with the survey requirements in Indiana Administrative Code 865 IAC 1-12 (Rule 12). The field work was completed in August 2016.

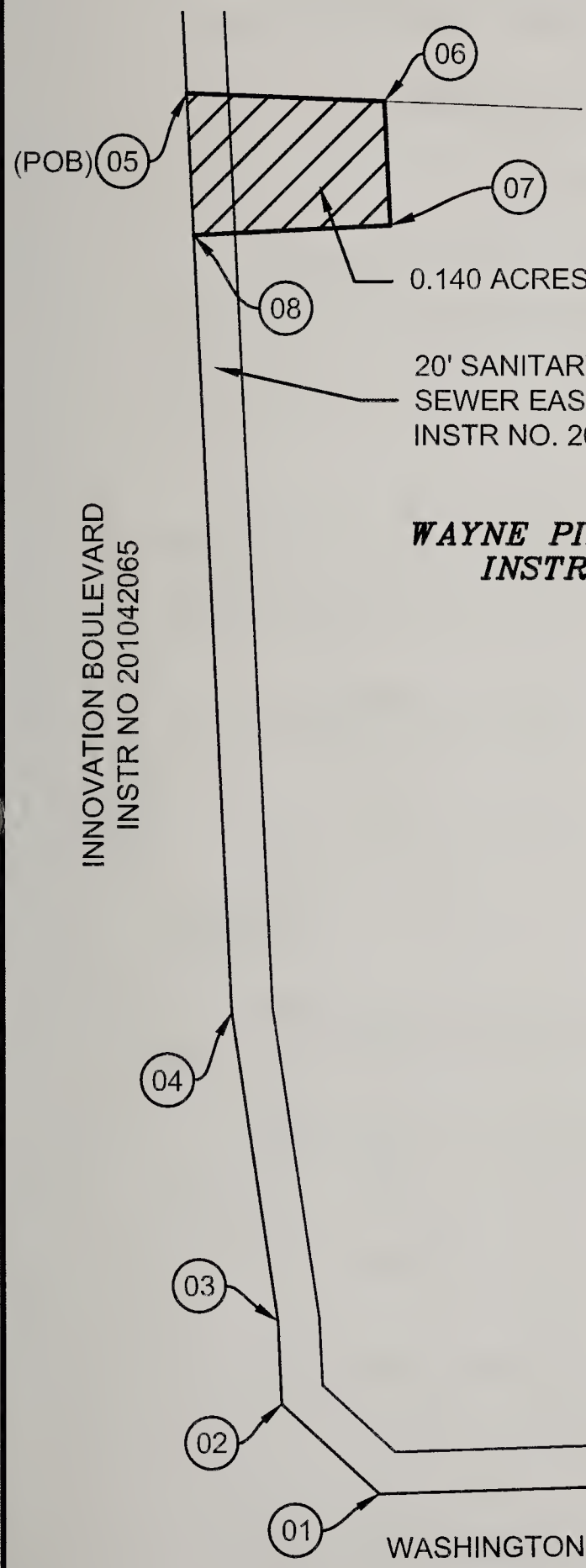
DATE: August 5, 2016

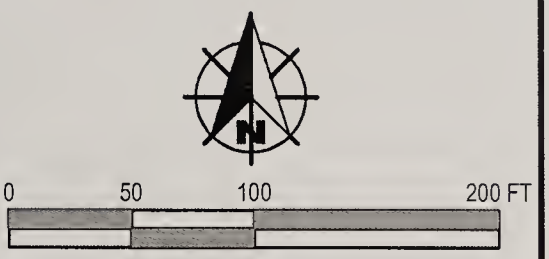


Ronald L. Nolan

RONALD L. NOLAN
Registered Land Surveyor SO 439
State Of Indiana

CITY OF FORT WAYNE
COMMON AREA
INSTR NO. 201042064





WAYNE PIPE AND SUPPLY INC.
INSTR NO. 2008055297

PARCEL LINE DATA			
FROM POINT	TO POINT	BEARING	DISTANCE
01	02	N47°15'44"W	64.18'
02	03	N2°44'20"W	40.00'
03	04	N8°26'21"W	151.02'
04	05 (POB)	N2°44'20"W	444.48'
05 (POB)	06	S87°38'50"E	95.38'
06	07	S2°44'20"E	60.00'
07	08	S87°15'40"W	95.00'
08	05 (POB)	N2°44'20"W	68.46'

"WESSLER" CAPPED 5/8" REBAR SET AT POINTS 06, 07, AND 08.
"KARST" CAPPED 5/8" REBAR FOUND AT POINTS 01 AND 05.
"FORESIGHT" CAPPED 5/8" REBAR FOUND AT POINT 04.

DRAWN BY	CHECKED BY	APPROVED BY
JRW	JAB	RLN

DRAWING SCALE
1"=100'

PROJECT NUMBER
180015-04-002

WESSLER ENGINEERING
More than a Project™

BOUNDARY SURVEY

FOR

CITY OF FORT WAYNE
PART OF SUMMIT PARK II

CURRENT SHEET NO.
3

TOTAL SHEETS
3

Drawing: J:\F...ne\Projects\180015 Ft Wayne Hillegas Pump Sta\CAD 04-002\DWG\Exhibit\180015-04-02-RW.dwg | Layout: 1 | Plotted: 08/05/1... 5:05 | User: Jason Walker | Project No: —

A RESOLUTION OF BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, APPROVING THE PURCHASE OF CERTAIN REAL PROPERTY LOCATED IN THE 1700 BLOCK OF NUTTMAN AVENUE IN FORT WAYNE TO FACILITATE THE WAYNEDALE/BELLE VISTA DRAINAGE IMPROVEMENTS PROJECT

RESOLUTION NUMBER 104-8-2-17-1

WHEREAS, the City of Fort Wayne (the "City") is planning a storm and sanitary improvement project for the area around Quimby Village, Vesey Avenue, Gruber Avenue and Kinsmoor Avenue to address concerns about flooding and standing water, involving the construction of a storm sewer and detention basin as well as the removal of storm inlets from the sanitary systems in such area (the "Project"); and

WHEREAS, to facilitate the Project, the City wishes to acquire an undeveloped parcel located in the 1700 block of Nuttman Avenue in Fort Wayne, Indiana, 46809, more particularly described and depicted in Exhibit 1 attached hereto, incorporated herein by this reference (the "Property"); and

WHEREAS, the City wishes to purchase the Property from its owner, the Allen County Community Development Corporation (the "Owner"); and

WHEREAS, the aforesaid Owner wishes to sell the Property to the City; and

WHEREAS, the agreed purchase price for the Property is Two Hundred Dollars ($200.00).

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF FORT WAYNE, INDIANA BOARD OF PUBLIC WORKS AS FOLLOWS:

The purchase of the Property by the City of Fort Wayne, Indiana, for the total price of Two Hundred Dollars ($200.00)) is hereby

APPROVED this 2 day of August, 2017.

(Remainder of the page intentionally left blank—signature page to follow.)

BOARD OF PUBLIC WORKS

By: Absent
Robert P. Kennedy, Chair

By:
Kumar Menon, Member

By: Mike Avila
Mike Avila, Member

Attest: Lyndsey Richards
Lyndsey Richards, Clerk

Prepared by: Seth Weinglass, City of Fort Wayne, Program Manager, Capital Project Services

ACKNOWLEDGEMENT

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared Robert P. Kennedy, Kumar Menon, and Mike Avila, as Members of the Board of Public Works of the City of Fort Wayne, and Lyndsey Richards, Clerk of the Board of Works, and acknowledged the execution of the foregoing contract as and for their voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 2 day of August, 2017.

Lindsay K Haggerty
Notary Public

Resident of Allen County

Lindsay K Haggerty
Printed Name of Notary

My Commission Expires:

12/02/2020

Lindsay K Haggerty
Notary Public Seal State of Indiana
Allen County
My Commission Expires 12/02/2020

EXHIBIT 1

PROPERTY OWNER NAME AND MAILING ADDRESS:

Landowner: Allen County Community Development Corporation
Mailing Address: 200 East Berry Street, Suite 170
Fort Wayne, IN 46802

AFFECTED PROPERTY:

Address: 1700 block Nuttman Avenue, Fort Wayne, Indiana 46809
Last deed of record: Allen County Recorder's document number 203094359
Tax parcel no.: 02-12-15-253-012.000-074
Legal description: Lot Numbered 88 in Riverside Terrace Addition to the City of Fort Wayne, according to the recorded plat thereof, as recorded in Plat Book 11, Page 102.

INTEREST TO BE ACQUIRED: Fee simple in the entire parcel.

ACCDC property @ Quimby Village

Although strict accuracy standards have
been employed in the compilation of this map,
Allen County does not warrant or guarantee
the accuracy of the information contained herein
and disclaims any and all liability resulting from
any error or omission in this map.
© 2004 Board of Commissioners of the County of Allen
North American Datum 1983
State Plane Coordinate System, Indiana East

N

Date: 5/23/2017 1 " = 200 '

A RESOLUTION OF THE FORT WAYNE, INDIANA BOARD OF PUBLIC WORKS APPROVING THE PURCHASE OF PART OF THE AVIATION-WAYNEDALE (TOWPATH) WETLANDS MITIGATION AREA IN FORT WAYNE, INDIANA

RESOLUTION NUMBER 104-8-2-17-2

WHEREAS, the City of Fort Wayne (the "City"), is required to engage in compensatory environmental mitigation efforts by acquiring a certain acreage of real property subject to environmentally restrictive covenants, to comply with Federal regulations;

WHEREAS, maintaining certain lands adjacent to publicly protected waters in their natural and undeveloped condition for the protection of their aquatic resources and to preserve their scenic, environmental, and conservation values is in the best interests of the public health, safety, and welfare; and

WHEREAS, the City wishes to purchase from AEP Indiana Michigan Transmission, Inc. some 1.82 acres of real property located in the vicinity of Smith Road and Engle Road in Fort Wayne, Indiana, 46804, also known as part of the Southwest Quarter of Section 17, Township 30 North, Range 12 East, a full legal description of which is attached hereto as "Appendix A" and incorporated herein by this reference (the "Real Estate"); and

WHEREAS, the Real Estate and its parent parcel have been made subject to the requisite environmentally restrictive covenants, as set forth by the instrument designated as document number 2016045965 in the Allen County Recorder's Office; and

WHEREAS, AEP Indiana Michigan Transmission, Inc. wishes to sell the Real Estate to the City; and

WHEREAS, the agreed purchase price is Twenty Five Thousand Dollars ($25,000.00).

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF FORT WAYNE, INDIANA BOARD OF PUBLIC WORKS AS FOLLOWS:

The purchase of the Real Estate by the City of Fort Wayne, Indiana, for the price Twenty Five Thousand Dollars ($25,000.00) is hereby

APPROVED this 2 day of August, 2017.

[SIGNATURES BEGIN ON NEXT PAGE]

[REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK]

BOARD OF PUBLIC WORKS

By: ~~Absent~~ _____
Robert P. Kennedy, Chair

By: _____
Kumar Menon, Member

By: _____
Mike Avila, Member

Attest: _____
Lyndsey Richards, Clerk

Prepared by: Seth Weinglass, City of Fort Wayne, Program Manager, Capital Project Services

ACKNOWLEDGEMENT

STATE OF INDIANA)
) **SS:**
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared Robert P. Kennedy, Kumar Menon, and Mike Avila, as Members of the Board of Public Works of the City of Fort Wayne, and Lyndsey Richards, Clerk of the Board of Works, and acknowledged the execution of the foregoing contract as and for their voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 2 day of AUGUST, 2017.

Lindsay K Haggerty
Notary Public

My Commission Expires:

12/02/2020

Resident of Allen County

Lindsay K Haggerty
Printed Name of Notary

Lindsay K Haggerty
Notary Public Seal State of Indiana
Allen County
My Commission Expires 12/02/2020

EXHIBIT 1

PROPERTY OWNER NAME AND MAILING ADDRESS:

Landowner: AEP Indiana Michigan Transmission, Inc.
Mailing Address: PO Box 16428, Columbus, OH 43216

AFFECTED PROPERTY:

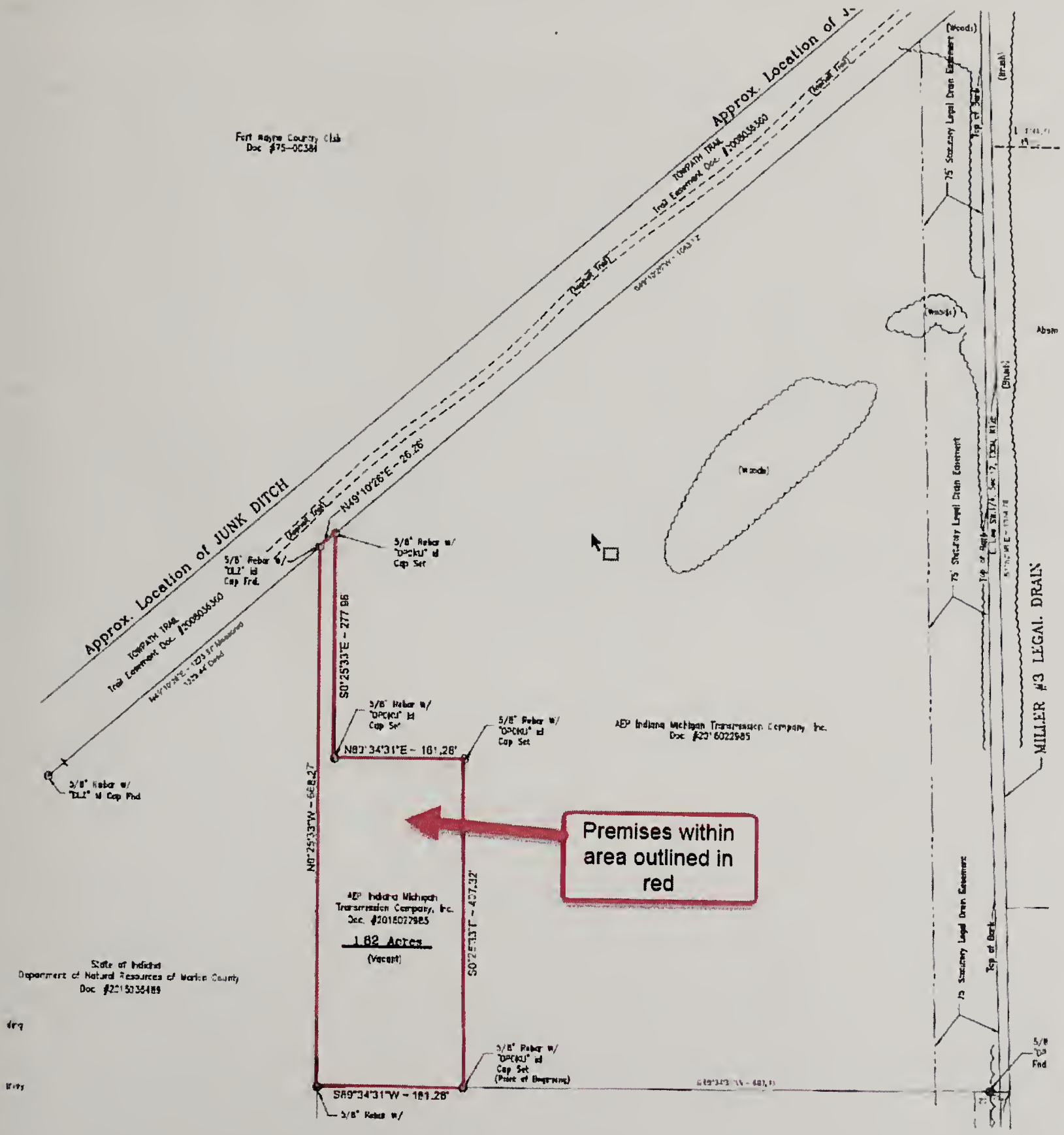
Part of the Southwest Quarter of Section 17, Township 30 North, Range 12 East

LAST DEED OF RECORD:

Allen County Recorder's deed reference number 2016022985
Tax parcel no. 02-12-17-326-001.002-074

INTERESTS TO BE ACQUIRED: Fee simple in 1.82 acres of the above 20.00-acre parent parcel (Scale drawing and full legal description attached on following pages).

EXHIBIT "A"


Approx. Location of JUNK DITCH
TOWPATH TRAIL
Trail Easement Doc. #1008006360
Fort Wayne County Club
Doc #75-00381
5/8" Rebar w/ "DLZ" Id Cap Fnd.
5/8" Rebar w/ "DPC&J" Id Cap Set
S0°25'33"E - 277.86'
N49°10'26"E - 26.26'
N89°34'31"E - 181.28'
S89°34'31"W - 181.28'
N0°25'33"W - 668.27'
S0°25'33"E - 457.32'
AEP Indiana Michigan Transmission Company, Inc.
Doc #2015027985
1.82 Acres
(Vacant)
AEP Indiana Michigan Transmission Company, Inc.
Doc #2016022985
State of Indiana
Department of Natural Resources of Wells County
Doc #2015036489
Premises within area outlined in red
75' Statutory Legal Drain Easement
Top of Bank
MILLER #3 LEGAL DRAIN
(Woods)
(Brush)
(Wetland)
Abam
5/8" Rebar w/ "DLZ" Id Cap Fnd

Appendix A

Part of the Southwest Quarter of Section 17, Township 30 North. Range 12 East. Allen County, Indiana and more particularly described as Iollows:

Commencing at a P.R. Nail found at the South Quarter corner of said Section 17; thence North 01 degrees 52 minutes 36 seconds West (state plane bearing and basis of bearings to follow) along the East line of said Southwest Ouorler, o distance of 1054.72 feet to the Southeast corner of on existing 20.00 acre tract described in Document Number 2015022965 in the Office of the Recorder of Allen County, Indiana: thence South 89 degrees 34 minutes 31 seconds West along the South line of said 20.00 acre tract. a distance of 683.13 feet to a 5/8 inch steel mbar with "Opoku" identification cap set at the POINT OF BEGINNING of the herein described tract, thence continuing South 59 degrees 34 minutes 31 seconds West along said South Enc. a distance of 18128 feet to a 5/8 inch steel rebar with 'Opoku identification cop found on the East line of on existing tract described in Document Number 2015036489 in the Office of the Recorder of Allen County. Indiana: thence North 00 degrees 25 minutes 33 seconds West along said East line. a distance of 66827 feet to a 5/8 inch steel rebar with 'DLZ' identification cap found at the Northeast comer of said existing tract described in Document Number 2015036489; thence North 49 degrees 10 minutes 26 seconds East along the Southerly line of o Trail Easement described to Towpath Troll in Document Number 2008036360 in the Office of the Recorder of Allen County, Indiana, a distance of 26.26 feet to a 5/8 inch steel mbar with "Opoku" identification cap set; thence South 00 degrees 25 minutes 33 seconds East parallel with the East line of said existing tract described m Document Number 2015036489, a distance of 277.98 feet to a 5/8 inch steel rebor with "Opoku" . identification cap set; thence North 89 degrees 34 minutes 31 seconds East parallel with the South fine of said existing 20.00 acre tract, a distance of 161.28 feet to a 5/8 inch steel rebar with 'Opoku" identification cap set; thence South 00 degrees 25 minutes 33 seconds East parallel with the East line of said existing tract described in Document Number 2015036489, a distance of 407.32 feet to the Point of Beginning. Containing 1.82 acres, of land, more or less. Subject to all easements of record.

A RESOLUTION OF THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE TO ESTABLISH THE WAIVER PROCEDURE FOR ITS UNDERGROUND AND BURIED UTILITIES DISTRICT

WHEREAS, the City of Fort Wayne, Indiana ("City"), pursuant to I.C. 36-9-2-7, may regulate the use of public ways; and

WHEREAS, pursuant to I.C. 36-4-9-5, the City established the Board of Public Works ("Board") to administer the public utilities and regulate the City's right of way ("ROW"); and

WHEREAS, the City, by and through its Board, found that it is in the best interest of the public health, safety and general welfare of its citizens to prohibit the erection of all utility, wireless and other poles, wireless and other support structures, overhead lines and associated overhead structures used or useful in supplying electric, communication or similar and associated services within the City's ROW, and pursuant to the Board's Resolution No. _____ established and Underground and Buried Utilities District ("Area") throughout all ROW within the corporate boundaries of the City, now existing, or created in the future through annexation or other means; and

#104-8-2-17-4

WHEREAS, the Board's, Resolution No. _____, provides that no person, corporation nor utility shall erect nor construct within the City's ROW, any pole, wireless support structure or other support structure, line, or associated overhead structure used or useful in supplying electronic, communication, other utility or similar associated services without a waiver from the Board; and

WHEREAS, the Board now hereby establishes and adopts its waiver procedure and policy for the construction, placement, and use of such structures in the Area; and

NOW, THEREFORE, BE IT RESOLVED, by the Board of Public Works of the City of Fort Wayne, Indiana as follows:

Section 1. The foregoing recitals are fully incorporated herein by reference.

Section 2. The City prefers collocation on existing structures. Applicants seeking a waiver to construct and place a new structure in the Area must in its application:

a. Certify the applicant cannot use or replace existing structures and state the reasons existing structures cannot accommodate its use;

b. Explain why collocation it's modification or replacement is not viable, technically feasible, or is an economic burden;

c. If the proposed structure and site does not allow at least one additional user, or if the applicant will not allow an additional user on structure, a statement explaining all reasons the structure and site does not allow at least one additional user, and/or why the applicant will not allow an additional user of the structure.

d. Certify the proposed location of the new structure is greater than a 1,000 feet radius from other structures; but if not, the applicant must provide an explanation why such is not viable, technically feasible, or an economic burden.

e. If the proposed structure does not match the City's street light poles, luminaries and specifications, provide a statement explaining why such is not viable, technically feasible, or an economic burden.

f. If the proposed structure is not aesthetically and architecturally comparable with the surrounding environment, and screening has not been provided, the applicant must explain any efforts to make the structure comparable and why such is not viable, technically feasible or an economic burden.

g. The applicant should explain all attempts its structure and any attachments thereto are designed to blend into the surrounding environment through the use of color, camouflage and architectural treatment and the degree which it uses materials compatible with the surrounding environment.

h. The applicant shall state the degree to with which it has communicated with and engaged property owners and neighborhood, homeowners and business associations and organizations adjacent to its placement of its structures.

Section 3. An applicant receiving a waiver that is not used for a period of two (2) consecutive years following the grant of the waiver must remove the structure and facilities at the owner's sole cost and expense and said waiver shall expire after two (2) years of non-use. If the applicant, within sixty (60) days of notice from the Board or City fails to remove its structure and facility, the City may do so and the applicant shall reimburse the City for its cost of removal of the structure and facilities, and repair and restoration of the site.

Section 4. When considering each applicant for waiver, the City shall consider the general welfare of its community, including, without limitation input received from adjacent property owners, neighborhood, homeowner and business organizations and associations.

Section 5. The City shall be especially mindful of community input when considering a waiver with any residentially zoned area of the City. The City shall allow a neighborhood association or homeowner's association to register with the permitting authority to receive notice by United States mail of any application filed with the permit authority for the construction, placement or use of a small cell facility on one (1) or more new utility poles or one (1) or more new utility support structures in the Area that is within the jurisdiction of the neighborhood association or homeowner's association. Further, the City shall post notice of applications for waiver on its web site with a statement that said application is available to the public upon request.

Section 6. The permit authority shall provide a written determination of whether the application for waiver has been granted or denied and state clearly the basis for such decision.

Section 7. The permit authority shall adopt and publish an application for waiver.

Section 8. If any portion of this Resolution is for any reason declared to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of this Resolution so long as the enforcement of same can be given the same affect.

SO RESOLVED this 2 day of August, 2017.

CITY OF FORT WAYNE, INDIANA
By and through its Board of Public Works

By: Robert Kennedy / ~~Absent~~ Presiding Officer / Chairman

Date: _____

By: _____, Member - Kumar Menon

Date: 8/2/17

By: Mike Avila, Member - Mike Avila

Date: 8/2/17

ATTEST:

Lyndsay Richards, ~~Clerk~~ - Lyndsay Richards

Date: 8/2/17

Carson Boxberger

City of Fort Wayne

Underground and Buried Utility District ("UBUD")

Waiver, Collocation and Replacement Policy

301 W. Jefferson Blvd., Suite 200
Fort Wayne, IN 46802
(260) 423-9411

I. FEDERAL AND STATE LAW AND POLICY

A. Cannot prohibit or have effect of prohibiting the ability to provide service.

B. Cannot discriminate and must be competitively neutral
- Geographic distinctions seem okay
- Treat like industry alike
- Treat different industries differently may be okay, may not

C. Must act on request within reasonable time
- 10 days to say application complete or not
- 45 days approve/deny collocation
- 60 days approve/deny replacement/modification or new
- Extensions allowed

D. Denials must be in writing and based on "substantial evidence"
- Substantial evidence: safety, property values, zoning standards, aesthetics (but not only)

E. Must allow collocation so long as it's not a "substantial change"
- Substantial change factors:
  - Height: greater than 10% or 20 feet
  - Width: 20 feet or width of structure
  - Volume: greater than 2,500 square feet increase

F. Must provide public and neighborhoods notice by:
- Post notice of application of new structures on website saying application available to public upon request
- Must post how they register to receive notice and must allow neighborhood associations and homeowner's associations to register with BOW to receive notice of application filed in their territory

G. Adopt and implement police to protect confidential and proprietary information

H. Allow single consolidated application for same network

I. Fall zone cannot be greater than that specified in structure's design as certified by applicant engineer

II. WAIVER

A. Waiver possible for those who seek to install within the UBUD:

1. New utility poles; or
2. New wireless support structures

B. Factors to consider for Waiver to install new structures:

1. Promote Collocation

a. Prefer use of existing structures

- Applicant verifies that cannot use or replace existing structure and explains efforts to do so and reasons why
- Applicant states whether it will allow, and the site and structure will support, one additional user

2. Preferences for new structures

a. Structure separation of 1,000 feet radius
b. Structure matches City's street light poles, luminaries and specifications
c. Structure is aesthetically and architecturally comparable with surrounding environment, designed to blend into surrounding environment through color, screening, camouflage, particularly in downtown, along commercial corridors and in residential areas
d. Other: Height max? Cabinet size max? Hide wires?

3. Comply with all applicable safety, building, land use requirements

4. Community input received from adjacent property owners and neighborhood homeowners, and business organizations within that area shall be considered.

III. PROCEDURE - Waiver/New, Collocation, Modification/Replacement

A. Application submitted

B. Post notice of application on website with statement application available to public upon request

C. Identify and notify applicable neighborhood and homeowner's association by U.S. Mail of application

- Also property owner's and business organizations?
- Send application with notice?

D. Within ten (10) days provide written response if application complete, and if not, identify defects.

- If application incomplete provide thirty (30) days to complete.
- Give liberal extensions

E. Within forty-five (45) days, provide written decision.[1] If deny, provide all reasons (substantial evidence) for denial.

- This period extended by length of extension to complete an initially incomplete application.
- Best practice is to get written agreement of extension and when City's decision is due

IV. FEES

A. Can charge "actual, direct, reasonable costs" incurred in management of ROW to review, process, approve application

B. Cannot discriminate in fees charged among similar types of development. Must be competitively neutral.

C. Fee has to be same as building permit charge for similar type construction or development but no greater than $100.

[1] Law allows sixty (60) days for new structures

D. Cannot charge third party review travel costs, or third party experts on a contingency.

V. HISTORIC

A. If designated under statutory law a historic presentation district then can require applicant to obtain certificate of appropriateness

VI. OTHER

A. Pre-application review?

B. Add requirement to remove if not used in X period?

C. Coordinate with County?

D. Adopt as policy through BOW, or just in application?

APPLICATION

To install new, replace or modify existing, or collocate wireless communication facilities and structures

A. Biographical Information

B. Legal
- Certification
-Insurance/bonding
-Evidence of compliance with building code
-Comply with FCC requirements and industry standards to identify owners name and contact information.

C. Location(s) of proposed/existing sites
   - Property boundaries, setbacks, elevators, and dimensions of new facility to show not a substantial change

D. Identify confidential or proprietary information

E. Type of Work: (checkbox)

   - Collocation
   - Replacement/substantial modification
   - New installation

F. For Replacement/substantial modification also provide

   - A construction plan that describes proposed modification to the support structure and all equipment and components
   - Evidence of compliance with applicable land use ordinances

G. For new installation also provide:

   - A construction plan that describes proposed structures, equipment and components
   - Evidence of compliance with applicable land use ordinances
   - A statement explaining why collocation or modification/replacement is not viable, technically feasible, or an economic burden
   - If applicable, provide explanation why the proposed structure and site does not allow at least one additional user
   - Whether applicant will allow an additional user of the structure, and, if not, a statement explaining reasons
   - A statement certifying the proposed location is greater than a 1,000 feet radius from other structures, and if not, why such is not feasible
   - If proposed structures do not match City's streetlight poles, luminaries and specifications, a statement explaining why such is not viable.
   - If applicable, the extent to which the applicant attempted to make the structure and equipment proposed aesthetically and architecturally comparable with the surrounding environment and screenings selection
   - Explain, if applicable, the extent to which applicant communicated with and engaged property owners, neighborhood, homeowners and business organizations within the area
   - An engineer's statement certifying the structure's fall zone
   - Identify locations within downtown, along commercial corridors, and residential property or within a historically designed area

RESOLUTION REGARDING
NEIGHBORHOOD STREET CALMING POLICY

RESOLUTION NO. **83-105-11** EFFECTIVE: **8-2-17**

WHEREAS, neighborhoods have increasingly indicated interest in traffic control measures; and

WHEREAS, the City of Fort Wayne encourages neighborhood input in such matters; and

WHEREAS, the City wishes to establish a consistent policy regarding neighborhood street calming requests and maintain efficient traffic flow, as well;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, THAT THE FOLLOWING PROCEDURES ARE ESTABLISHED FOR CONSIDERATION OF STREET CLOSURE (OR OTHER TRAFFIC CONTROL MEASURES) ON RESIDENTIAL STREETS.

1. Traffic Calming Methods in consideration of this resolution shall consist of street closure, traffic control signs, new pavement markings, speed limit modification, roadway diversions or other roadway improvements.

2. A neighborhood association must notify the City's Board of Public Works Traffic Engineering Department by letter stating that a traffic safety issue exists specifying the nature and location of the problem and requested solution(s).

3. The City's Traffic Engineering Department will conduct a study to determine if present use of the street warrants traffic calming or closure consideration. The study may include volume counts and/or speed checks. Other factors may also be considered.

4. The Traffic Engineering Department will summarize findings and recommend a solution to the problem. If minimum counts are not met, alternatives from the Indiana Manual on Uniform Traffic Control Devices may be suggested. If minimum counts are met, Traffic Engineering may recommend traffic calming measures or in rare cases, street closure.

5. Anytime during this process, a trial period consisting of barricade placement may be required by the Traffic Engineering Department to determine the acceptability of the recommendation. If required, barricade placement will be the expense of the neighborhood association or affected residents of the neighborhood.

6. If closure or other traffic calming measure is recommended, at least 75% of the affected residents must petition the Board of Public Works for the closure. Affected residents may include the following: those property owners/residents living on the subject street, both adjacent parallel streets and each intersecting street for one block; entire neighborhood association; or as determined by the Traffic Engineering Department.

7. In addition, all requests for traffic calming must be initiated by the Board of the Neighborhood Association.

8. Financing of capital improvements involved in traffic calming infrastructure must be secured by the neighborhood, either with private or property owner funding.

9. Long term landscaping will be the responsibility of the neighborhood.

10. If these conditions are met, the traffic calming measure will be submitted to the Board of Public Works for approval.

11. Policy will be subject to revision at the end of each year.

DATED THIS 2 DAY OF August, 2017.

BOARD OF PUBLIC WORKS:

~~Absent~~

Robert P. Kennedy, Chairman

Kumar Menon, Board Member

Mike Avila

Mike Avila, Board Member

ATTEST: Lyndsey Richards

Lyndsey Richards, Clerk to Board

Sept

A RESOLUTION SUPPORTING THE DONATION OF 0.344 ACRES OF THE FORMER NEW YORK CENTRAL RAILROAD CORRIDOR BETWEEN COOK ROAD AND WALLEN ROAD, FORT WAYNE, INDIANA, FOR THE SMITH FIELD TRAIL (aka PUFFERBELLY TRAIL), WORK ORDER NUMBER 0167R.

WHEREAS, the City of Fort Wayne, through its Division of Public Works, desires to acquire property located along the former New York Central Railroad Corridor for the Smith Field Trail (also known as the Pufferbelly Trail) of 0.344 acres between Cook and Wallen Roads within Fort Wayne, Indiana, and

WHEREAS, an anonymous donor is donating this property to the City of Fort Wayne via Quit Claim Deed; and

WHEREAS, the donation of this property for the Smith Field Trail (aka Pufferbelly Trail) of 0.344 Acres between Cook and Wallen Roads in Fort Wayne, Indiana, Work Order #0167R is submitted to the Board of Public Works for approval.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA:

. **SECTION 1.** The acquisition of real estate via quit claim deed and donation by an anonymous property owner by the City of Fort Wayne

through its Division of Public Works located on the former New York Central Railroad Corridor for the Smith Field Trail (aka Pufferbelly Trail) of one parcel of 0.344 acres between Cook and Wallen Roads in Fort Wayne, Indiana, Right-of-Way Acquisition, Work Order #0167R is hereby approved and agreed to. The appropriate officials of the City are hereby authorized to execute all documents necessary to accomplish said donation and acquisition.

SECTION 2. This Resolution shall be in full force and effect from and after its passage and any and all necessary approval by the Common Council and Mayor.

Approved this 27 day of Sept., 2017

BOARD OF PUBLIC WORKS

BY: _____
Robert P. Kennedy, Chair

BY: Mike Avila
Mike Avila, Member

BY: _____
Kumar Menon, Member

ATTEST BY:

Lyndsey Richards
Lyndsey L. Richards, Clerk

Buesching Dr. – North Dr. – Reed Rd. Drainage Improvements
RESOLUTION NO. 83513

RESOLUTION BY THE BOARD OF STORMWATER MANAGMENET of the City of Fort Wayne, Indiana that:

This project consists of installing approximately 2,000 LF of pipe ranging in size from 12 inches to 24 inches, 20 structures, swale grading, and restoration to improve drainage along Buesching Dr., North Dr., and at the intersection of North Dr. and Reed Rd.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, **Buesching Dr. – North Dr. – Reed Rd. Drainage Improvements.**

Declares the cost of the said improvements shall be paid by the Fort Wayne Stormwater Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares the engineer's estimate of the project's total cost is $353,331.00.

APPROVED THIS 27 DAY OF Sept., 2017.

BOARD OF STORMWATER MANAGEMENT

BY: _____
Robert P. Kennedy, Chairman

BY: _____
Mike Avila, Member

BY: _____
Matthew Wirtz, Member

ATTEST: _____
Lyndsey Richards, Clerk

A RESOLUTION OF THE FORT WAYNE, INDIANA BOARD OF PUBLIC WORKS APPROVING THE TAX SALE AGENCY AGREEMENT TO BID ON TAX-DELINQUENT PROPERTIES FOR CITY UTILITIES

RESOLUTION NUMBER 104-9-20-17-1

WHEREAS, pursuant to IC 6-1.1-24 et seq., Allen County annually conducts an auction sale of real property which has been certified as eligible for sale because of certain property tax or assessment delinquencies (the "Tax Sale").

WHEREAS, City Utilities wishes to enter into a certain Tax Sale Agency Agreement (the "Agreement") with a nonprofit entity (the "Nonprofit"), and which pursuant to the Agreement will act as City Utilities' agent to bid on and/or acquire certain parcels of real estate at the Tax Sale.

WHEREAS, pursuant to the Agreement, City Utilities will transfer funds to a segregated account owned and controlled by the Nonprofit, to be used solely for the purchase of certain real estate parcels at the Tax Sale as directed by City Utilities, through its Program Manager – Capital Project Services as an authorized agent for the Nonprofit. The Nonprofit will not be compensated. All funds deposited with the Nonprofit by City Utilities and all real estate acquired with such funds shall be held in trust for the benefit of City Utilities until transferred to City Utilities.

WHEREAS, to effectuate the Agreement, City Utilities wishes to transfer funds in the amount of Two Hundred and Fifty Thousand Dollars ($250,000.00) for the purpose of acquiring property in the Tax Sale.

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF FORT WAYNE, INDIANA BOARD OF PUBLIC WORKS AS FOLLOWS:

The Tax Sale Agency Agreement, and the transfer of Two Hundred and Fifty Thousand Dollars ($250,000.00) thereunder, is hereby

APPROVED this 20 day of September, 2017.

[SIGNATURES BEGIN ON NEXT PAGE]

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BOARD OF PUBLIC WORKS

By: _____
Robert P. Kennedy, Chair

By: _____
Kumar Menon, Member

By: _____
Mike Avila, Member

Attest: _____
Lyndsey Richards, Clerk

Prepared by: Seth Weinglass, City of Fort Wayne, Program Manager, Capital Project Services

ACKNOWLEDGEMENT

STATE OF INDIANA)
) **SS:**
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared Robert P. Kennedy, Kumar Menon, and Mike Avila, as Members of the Board of Public Works of the City of Fort Wayne, and Lyndsey Richards, Clerk of the Board of Works, and acknowledged the execution of the foregoing contract as and for their voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 20 day of September, 2017.

_____
Notary Public

My Commission Expires:

12/02/2020

Resident of Allen County

Lindsay K Haggerty
Printed Name of Notary

Lindsay K Haggerty
Notary Public Seal State of Indiana
Allen County
My Commission Expires 12/02/2020

IMPROVEMENT RESOLUTION NO. 0198S

4001-4011 South Wayne Avenue Curb & Sidewalk Improvements
WORK ORDER NO. 0198S

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve:
The 4000 block of South Wayne Avenue (4001-4011 South Wayne Ave.) by removing existing concrete curbface walk along the east side of South Wayne Ave. and south side of W. Foster Pkwy. and installing precast concrete curbing, pavers, landscaping, trees, and greenspace restoration. A new ADA curb ramp will be constructed at the SE corner of South Wayne Ave. and West Foster Parkway.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 20 day of September, 2017.

BOARD OF PUBLIC WORKS

Robert Kennedy, Chairman

Mike Avila, Member

Kumar Menon, Member

ATTEST:

Lyndsey L. Richards, Clerk

AMENDMENT #1 TO
EMERGENCY RESOLUTION NUMBER 104-4-19-17-1
SMITH FIELD TRAIL STORM SEWER EMERGENCY REPAIR

WHEREAS, a crossing on the Hartman Drain located south of West Wallen Road under the Pufferbelly Trail is partially washed out and in danger of collapse and;

WHEREAS, said washout could not reasonably be foreseen and requires immediate action to repair, and;

WHEREAS, repair of the culvert is beyond the capability of the Water Pollution Control Maintenance Department to perform, and;

WHEREAS, Bercot Inc., T&E Inc., Ironclad Excavating., API Inc., Bunn Inc. and Fleming Excavating are invited to submit quotes on the repair, and;

WHEREAS, the cost of said repairs could exceed Twenty FiveThousand Dollars and Zero Cents, ($25,000.00).

WHEREAS, the project shall be funded through cost sharing between the City of Fort Wayne Public Works Department at Seventy Thousand Dollars and Zero Cents ($70,000.00) and Fort Wayne Utilities Engineering at Twenty One Thousand Twenty Three Dollars and Fifty One Cents ($21,023.51).

NOW, THEREFORE, the Board of Stormwater Management hereby declares an emergency exists for said sewer repairs and orders the Purchasing Department to issue and **EMERGENCY PURCHASE ORDER TO THE CONTRACTOR CHOSEN FOR SAID REPAIRS.**

APPROVED this 20th day of September ,2017.

BOARD OF STORMWATER MANAGEMENT

By _____
Robert P. Kennedy, Chairman

By Mike Avila
Mike Avila, Member

By _____
Matthew Wirtz, Member

ATTEST: Lyndsey Richards
Lyndsey Richards, Clerk

A RESOLUTION APPROVING AND ADOPTING MODIFICATIONS AND UPDATES TO THE CITY UTILITIES DESIGN STANDARDS MANUAL

RESOLUTION NO. 104-9-13-17-1

WHEREAS, in order to ensure public health and safety and support economic development in ways that protect the environment, City Utilities finds it in the best interest of all its stakeholders to maintain current, clear, and concise guidance for the planning, design, and construction of stormwater and sanitary sewage collection and water distribution infrastructure that is to be owned and/or operated and maintained by City Utilities; and

WHEREAS, on May 27, 2015, the Fort Wayne Board of Public Works adopted the City Utilities' Design Standards Manual, which became effective on June 1, 2015, to guide in planning, design, and construction of stormwater and sanitary sewer collection systems, water distribution facilities, and associated activities for City Utilities; and

WHEREAS, within the past year City Utilities has found it necessary and useful to make revisions to certain portions of the Design Standards Manual as listed in the attached Exhibit A, all of which have been implemented with the approval of the Director of City Utilities and the Deputy Director of Engineering and are now being presented to the Board of Public Works and the Board of Stormwater Management for review and ratification.

NOW, THEREFORE the Board of Public Works and the Board of Stormwater Management does hereby determine the following:

1. Revisions to the City Utilities' Design Standards Manual as listed in attached Exhibit A have been be implemented with the approval of the Director of City Utilities and the Deputy Director of Engineering.
2. The revisions listed in Exhibit A are acceptable to the Board of Public Works and Board of Stormwater Management and should be incorporated into the Design Standards Manual.
3. The City Utilities Design Standards Manual, including the current revisions, shall be distributed and accessible through the City of Fort Wayne's website at: https://www.cityoffortwayne.org/utilities/169-design-and-construction/3259-design-standards.html

APPROVED THIS 13 DAY OF SEPTEMBER, 2017

BOARD OF PUBLIC WORKS

BY: _____
Robert P. Kennedy, Chairman

BY: _____
Mike Avila, Member

BY: Absent
Kumar Menon, Member

ATTEST: _____
Lyndsey Richards, Clerk

BOARD OF STORMWATER MANAGEMENT

BY: _____
Robert P. Kennedy, Chairman

BY: _____
Mike Avila, Member

BY: _____
Matthew Wirtz, Member

ATTEST: _____
Lyndsey Richards, Clerk

Changes made since May 27, 2015 adoption of the Design Standards Manual

#	Book	Chapter	Paragraph	Figure	Exhibit	Change(s) Made	Revision Summary/Purpose	Date Changed
1	Book 2	5W12	n/a	n/a	Exhibit 5W12-4 - Application for 5WPPP Permit	Added DV5 address at bottom; Added a "P" to 5WPP throughout	Update to DV5 department address and corrected a typo.	7/30/2015
2	Book 1	GR6	n/a	n/a	Exhibit GR6-1 Surveying and Inspection Notice	Added verbiage and examples to make the letter more descriptive of the type of project being proposed	Updated language in the example letter sent to property prior to starting survey work. Revision to help clarify and describe proposed work to property owners.	8/19/2015
3	Book 5	MA6 and MA7	MA6.07.2 and MA7.04.2	n/a	n/a	A5TM reference was incorrect. Changed from A5TM D4710 to A5TM D3350	Corrected an incorrect A5TM reference.	2/2/2016
4	Book 3	5A8	8.05.3	n/a	n/a	Denominator in Hazen Williams equation should be multiplied not added	Corrected a typo in the Hazen Williams equation.	3/22/2016
5	Book 4	W5	5.08.4	n/a	n/a	Denominator in Hazen Williams equation should be multiplied not added		3/22/2016
6	Book 4	W6	6.02.2	n/a	n/a	Deleted reference to copper water services. All services to be 1" HDPE	Removed all references in the manual to copper water service lines. The preferred pipe material for water services is HDPE.	3/22/2016
7	Book 5	MA7	7.02	MA7.1		Deleted reference to copper water services. All services to be 1" HDPE		3/22/2016
8	Book 5	MA7	7.07	MA7.8		Deleted reference to copper water services. All services to be 1" HDPE		3/22/2016
9	Book 5	MA5	n/a	n/a	MA5-3	Updated Proprietary 5QU List to reflect changes to manufacturers and flow rates.	Updated the approved 5QU list to reflect recent product changes and updates.	6/27/2016
10	Book 4	W5	W5.03.7.B	n/a	n/a	Inserted the following sentence: *"Large electrical transmission line foundations shall be a minimum 10-feet (10") away from water mains."*	Add language that water mains should be located 10 feet away from overhead electrical transmission main foundations.	9/26/2016
11	Book 5	MA7	MA7.02	Ma7.1		Remove both Certalok (PVC) rows from table	CertaLok and Fusible PVC watermain pipe materials were removed from the approved materials, due to installation issues.	9/26/2016
12	Book 5	MA7	MA7.02	Ma7.1		Remove Both fusible (PVC) rows from table		9/26/2016
13	Book 5	MA7		MA7.4		Remove both Certalok (PVC) rows from table		9/26/2016
14	Book 5	MA7		MA7.4		Remove Both fusible (PVC) rows from table		9/26/2016
15	Book 5	MA7	MA7.12.3	n/a	n/a	Adjust note at end to read "When water main diameter exceeds 12 inches, consult city utilities for appropriate restraint devices.	Added a note to coordinate with City Utilities for large dia watermain restraint devices.	9/26/2016
16	Book 4	W7	W7.03.6	n/a	n/a	End in a type 5 hydrant instead of type 3.	Edited requirements to end watermains with a type 5 hydrant instead of a type 3.	10/3/2016
17	Book 5	MA7	MA7.02.3	n/a	n/a	Delete "Water Maintenance and Service shall be the sole entity responsible for turning the valves that create this single point of connection to the existing system."	Edited the requirements to have Water Maintenance and Service be responsible for operating new valves that directly connect new watermains to the existing. Changed the responsibility to the contractor.	10/3/2016
18	Book 5	MA7	MA7.02.3	n/a	n/a	Delete "other" from the 8th bullet point. Sentence shall state "The Contractor is responsible for turning all valves not accepted as part of the distribution system."		10/3/2016
19	Book 5	MA7	MA7.02.3	n/a	n/a	Add bullet point "Contractor shall operate valves that connect to the existing service, under the observation of Water Maintenance and Service."		10/7/2016
20	Book 5	MA7	MA7.03.1	n/a	n/a	Delete "non-fusible."	Removed additional references to fusible PVC pipe, since the material is no longer acceptable.	10/3/2016
21	Book 5	MA7	MA7.03.2	n/a	n/a	Delete Paragraph titled Pressure PVC Pipe (fusible)		10/3/2016
22	Book 5	MA7	MA7.04	MA7.5		Add Superscript 1 to Min. Size to state "Note 1: Minimum of 2-inch HDPE pipe is acceptable in dead end applications, but required approval by City Utilities Engineering."	Added a note to allow 2" HDPE, but only in dead end watermain applications and with approval form City Utilities.	10/3/2016
23	Book 5	MA7	MA7.07.4			Move 4 to before Figure MA7.10.	Format revision.	10/3/2016
24	Book 5	MA7	MA7.07.6	n/a	n/a	Add paragraph 6. Pipe Stiffener for Services.	Added requirements to use a pipe stiffener for HDPE water services.	10/3/2016
25	Book 5	MA7	MA7.08.2	n/a	n/a	Delete C509, replace with C515.	Removed the older AWWA C509 standard for resilient seat gate valves and updated it with the more current standard of AWWA C515. Revision reflects current industry standard. And added fusible HDPE ended gate valves as allowable.	10/3/2016
26	Book 5	MA7	MA7.08.2	n/a	n/a	Add verbiage to state "Valves shall have mechanical joints, unless HDPE fusible end valve is used.		10/3/2016
27	Book 5	MA7		MA7.12		Remove the AWWA C509 Designation from the Manufacturers: Clow, Kennedy, Mueller. Add AVK (for HDPE) manufacturer, series 66 model, Min 6 inch and Max 12 inch.		10/3/2016
28	Book 5	MA7	MA7.08.3-4	n/a	n/a	Move paragraphs 3 and 4 to before Figure MA7.12.	Format revision.	10/3/2016

Changes made since May 27, 2015 adoption of the Design Standards Manual

#	Book	Chapter	Paragraph	Figure	Exhibit	Change(s) Made	Revision Summary/Purpose	Date Changed
29	Book 5	MA7	MA7.12.1	n/a	n/a	Revise language to state "Tracing wire is used on all water mains, regardless of material, including service lines."	Clarified requirements for tracing wire, noted that it needs to be used on all watermains and service lines.	10/3/2016
30	Book 5	MA7	MA7.12.1.A	n/a	n/a	Delete #10, replace with #12. Add two (2) types of installation of Open Cut and Trenchless. Min. break load of 1,110 lbs and 3,000 lbs, respectively.	Updated the tracing wire material requirement to a stronger wire. Changes made to guard against breaking during installation.	10/3/2016
31	Book 4	W7	W7.03.3	n/a	n/a	Add INDOT before No. 8, No. 53, and No. 73.	Added INDOT before aggregate types to clarify gradation requirements.	11/7/2016
32	Book 4	W5	W5.05.3	n/a	n/a	Add INDOT before No. 8, No. 53/73		11/8/2016
33	Book 5	MA7	MA7.02.4.B.2	n/a	n/a	Add "or slug" for the following statement to say: " Use the continuous feed or slug method of disinfecting.		11/29/2016
34	Book 5	MA7	MA7.02.4.B.2	n/a	n/a	Add the statement "Utilize calcium hypochlorite in granular form containing 65 percent available chlorine by weight for disinfection."	Updated the chlorine disinfection requirements to allow for granular chlorine and the slug method for disinfection.	11/29/2016
35	Book 2	SW11	SW11.02	n/a	n/a	Two paragraphs added at the end of the section: "New developments that are less than 2-acres require release rates less than 0.36 cfs. An orifice small enough to control a flow rate this low can be a maintenance issue. Contact Development Services to establish possible alternatives. Potential options include water quality offsets, or a minimum 3-inch diameter orifice. Storm-water quality measures will be required for sites that are less than 1-acre and need to receive a variance to release at a rate greater than those allowed by Figure SW11.1."	Two paragraphs added at the end of the section to clarify the release rate requirements for new development projects. Also language added to note that small release rates may yield smaller overflow pipes, which can create maintenance issues. Language was added to coordinate with DVS as required for small development sites.	3/6/2017
36	Book 2	SW11	SW11.03	n/a	n/a	Sentence added at the end of the introductory paragraph: "., any increase in impervious area will require additional stormwater control. This includes existing developments that may or may not have existing stormwater detention facilities."	A sentence was added onto the introductory paragraph to clarify that any increase in impervious areas will require additional stormwater control.	3/6/2017
37	Book 2	SW11	SW11.03.3	n/a	n/a	Edited the second sentence: Added in.... *peak discharge " leaving the site, shall nat increase"* and deleted... *redevelopment project "shall not increase"*	Sentence was rearranged for clarity about nc	3/6/2017
38	Book 2	SW11	5W11.03.5	n/a	n/a	Added in a new ¶ heading and sentence: "*5. Release Rate Options - When a new detentian basin is required to control the increase in impervious area runoff, "*	New heading and introductory sentence was added to clarify release rate section.	3/6/2017
39	Book 2	SW11	5W11.03	n/a	n/a	Last paragraph edited-- "*Redevelopment projects with* ~~New developments that are~~ less that 2 acres *of disturbed area* require..."	Sentence was edited to clarify required release rates. The sentence originally only referred to development projects, but was within the redevelopment section. The same language was copied over to the new development section 5W11.02.	3/6/2017
40	Book 5	MA7	n/a	MA7.4	n/a	deleted the second row which included the reference to AWWA C905. Edited the acceptable diameter ranges for the AWWA C900 pipe to allow up to 16".	The PVC tables material AWWA standards were edited since the recent change by AWWA to combined AWWA C905 with AWWA C900. AWWA C900, now covers pipe diameters from 4" to 60", where previously it only covered 4" -12".	3/9/2017
41	Book 5	MA7	MA7.12.5	n/a	n/a	Added: "*for PVC*" after paragraph heading, and in the paragraph text,	Added for PVC to section to clarify when ductile iron fittings are used for watermains.	3/9/2017
42	Book 5	MA7	MA7.12.5	MA7.13	n/a	Added: "*Ductile Iran ....far PVC*" to figure heading.		3/9/2017
43	Book 5	MA7	MA7.12.5	MA7.13	n/a	Removed: "*Standard Fittings* " and "*AWWA C110*" from table.	Deleted reference to standard fittings, the compact fittings are what are almost always supplied.	3/9/2017
44	Book 5	MA7	MA7.12.6	n/a	n/a	Added: Section *"6. Fittings far HDPE Pipe".* And inserted a paragraph with the HDPE fitting requirements.		3/9/2017
45	Book 5	MA7	MA7.12.6	MA7.14	n/a	Added Figure MA7.14 to allow HDPE fittings. Figure included reference standards and sizes.	5ection and figure added to allow HDPE fittings for HDPE pipe.	3/9/2017
46	Book 5	MA7	MA7.08.3	n/a	n/a	Deleted "~~*3 piece Buffalo screw type boxes*~~" and replaced with "*twa piece, screw type,*"	Removed reference to Buffalo 5tyle and clarified that 2 piece is the preferred, in lieu of 3 piece.	3/9/2017
47	Book 2	5W12	5W12.05.16	n/a	n/a	5entence added at the beginning of the paragraph: *"Erasian cantrol blankets are required an all slopes af 4:1 ar steeper"*	5entence added to clarify a minimum slope that erosion control blankets are required for.	3/6/2017

Changes made since May 27, 2015 adoption of the Design Standards Manual

#	Book	Chapter	Paragraph	Figure	Exhibit	Change(s) Made	Revision Summary/Purpose	Date Changed
48	Book 2	5W7	n/a	5W7.2		Changed maximum street encroachment requirements for inlet spacing. Edited the values for Tmax and d.	Revised the allowable street flow encroachment to better align with Fort Wayne traffic engineering and the National Highway association requirements for inlet spacing. Old version allowed local streets to flood to centerline, revised only allows flooding to 1/2 of the driving lane.	3/6/2017
49	Book 5	MA5	n/a	n/a	MA5-3	Added 2 new 5QU - Aqua-5wirl A5-11 (10.54 cfs) and AS-13 (16.00 cfs)	Allowed 2 new Aqua swirl 5QU to the approved lists. Additions based on Indy approval of the units.	3/15/2017
50	Book 5	MA5	n/a	n/a	MA5-3	Added footnote: *"Poly cooted steel (PCS) not opproved for use in public ROW"*	Added a note to not allow corrugated metal 5QU unit (Aqua5wirl) in the ROW. Note aligns with Indy's 5QU requirements.	3/15/2017
51	Book 5	MA5	n/a	n/a	MA5-3	Deleted Footnote: *"1 - Temporary Approvol"* Removed note from the following 5QU's -- Downstream Defender, Aqua-5wirl and Vortechs.	Removed the temporary approval note from all of the 5QU's to align with Indy's 5QU requirements.	3/15/2017
52	Book 5	MA7	MA7.02.4.B.2	n/a	n/a	Added in a new paragraph B *"Electrofusion Soddle Joint Test:"* that covers pressure testing for electrofusion watermain tapping saddles.	Electrofusion joint pressure testing requirements added to help identify poor electrofusion joints prior to tapping into the watermain. The testing requirements are intended to reduce leaking joints.	3/21/2017
53	Book 5	MA7	MA7.12.C	n/a	n/a	Adding in a new paragraph C *"Tracing Wire Corrosion Protection"*. Paragraph includes material requirements for a packaged magnesium sacrificial anode to be attached to the tracing wire to help protect it against corrosion.	New requirement to install a sacrificial anode onto tracing wire to help protect the wire from corrosion and to aid in future plastic pipe locating.	3/21/2017
54	Book 5	MA4	MA4.02.2.A	n/a	n/a	Deleted temporary from section heading "~~Temporary~~ Perimeter Protection- Filter 5ock"	Removed temporary from some of the erosion control products, since they can be used for permanent applications.	3/21/2017
55	Book 5	MA4	MA4.02.7	n/a	n/a	Deleted temporary from section heading "~~Temporary~~ 5ediment Trap"		3/21/2017
56	Book 5	MA4	MA4.02.5	n/a	n/a	Deleted temporary from section heading "~~Temporary~~ Rock Check Dam"		3/21/2017
57	Book 5	MA4	MA4.02.9	n/a	n/a	Deleted temporary from section heading "Coir Logs for ~~Temporary~~ River/Lake 5hore Protection"		3/21/2017
58	Book 5	MA4	MA4.04.7	MA4.8		Added "Min *28 doy* Comp 5trength" to the table column heading.	Timeframe requirement for strength testing added to table heading to clarify the required strength.	3/21/2017
59	Book 5	MA4	MA4.04.7	MA4.8		Changed the max water to cement ratio for class A concrete to 0.45. and the min 28 day compressive strength from 4,500 to 4,000.	Revised the minimum water to cement ratio to align with industry standards. And revised the compressive strength to match the water to cement ratio adjustment.	3/21/2017
60	Book 5	MA4	MA4.05.7	n/a	n/a	Revised the flowable fill material requirements. Included detailed material requirements in lieu of only referencing INDOT standards.	Edited the flowable fill material requirements to coordinate with local suppliers products.	3/21/2017
61	Book 5	MA5	MA5.20	n/a	n/a	Added in stone fill requirements for gabions and reno mattresses. There were no fill requirements listed previously. Added in INDOT requirements for Uniform A and B rip rap.	Added in gabion and reno mattress stone fill material requirements, to clarify the stone gradation requirements.	3/21/2017
62	Book 5	MA4	MA4.02.6	n/a	n/a	Added paragraph 6 HDPE Check Dams.	New product HDPE Check Dams added into the Erosion Control 5ection to allow for more product options.	5/1/2017
63	Book 5	MA4	MA4.02.7.G	n/a	n/a	Added paragraph G - Latex Bound Coir Mat	New product latex bound coir mats added to the temporary inlet protection section, to allow for more products for erosion control.	5/1/2017
64	Book 5	MA4	MA4.02.11	n/a	n/a	Added paragraph 11 - Trackout Plates	New product included to allow the use of track out plates to assist with site erosion control.	5/1/2017
65	Book 5	MA4	MA4.02.12	n/a	n/a	Added paragraph 12 - Turf Reinforcement Mats	New product for plastic mats that can be placed on surfaces to avoid rutting and erosion.	5/1/2017
66	Book 5	MA4	MA4.02.12	n/a	n/a	Added paragraph 12 - Turf Reinforcement Mats	New product for plastic mats that can be filled with stone or other materials and can be placed on surfaces to avoid rutting and erosion.	5/1/2017
67	Book 5	MA4	MA4.09	n/a	n/a	Added paragraph 7 - Hydraulic Growth Medium	New product that is a type of fertilizer called biotic earth black. That when placed in seed mixtures allows the plantings to grow quickly and evenly.	5/1/2017

Flaugh Rd Phase II Septic Elimination
RESOLUTION NO. 76293

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

The project consists of eliminating 12 septic systems via installing approximately 1650 LF of 8" PVC pipe and 8 manholes to tie into existing sewer system east of Flaugh Rd.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, **Flaugh Rd Phase II Septic Elimination.**

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Septic Elimination Relief Fund.

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares the engineer's estimate of the project's total cost is $161,000.

APPROVED THIS 13 DAY OF September, 2017.

BOARD OF PUBLIC WORKS

BY: _____
Robert P. Kennedy, Chairman

BY: Mike Avila
Mike Avila, Member

BY: Absent
Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey Richards, Clerk

Oct

Northeast Storm Drainage Improvements Package I
RESOLUTION NO. 83503

RESOLUTION BY THE BOARD OF STORMWATER MANAGEMENT of the City of Fort Wayne, Indiana that:

The project consists of installing approximately 520 LF of 12" storm sewer, 196 LF of 18" storm sewer, 28 LF of 24" storm sewer, 14 drainage structures and grading improvements at various locations throughout the northeast area of the City.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, **Northeast Storm Drainage Improvements Package I.**

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Storm Utility Revenue.

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares the engineer's estimate of the project's total cost is $270,000.

APPROVED THIS 4 DAY OF October, 2017.

BOARD OF STORMWATER MANAGEMENT

BY: _____
Robert P. Kennedy, Chairman

BY: _____
Matthew A. Wirtz, Member

BY: _____
Mike Avila, Member

ATTEST: _____
Lyndsey Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0233C

Woodhurst Add - South Wayne Ave: Roxbury Ct. to W. Fairfax Ave.
WORK ORDER NO. 0233C

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve:

Concrete street reconstruction of South Wayne Avenue from W. Fairfax Avenue to Roxbury Court. This project also includes spot sidewalk repair and installation of 6" underdrain.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 4 day of October, 2017.

BOARD OF PUBLIC WORKS

Robert Kennedy, Chairman

Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards

Lyndsey L. Richards, Clerk

WPCP Pond 3 MCC Improvements
RESOLUTION NO. 76344

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

This project will consist of the demolition of the existing motor control center at the Water Pollution Control Plant Pond Three Effluent Channel and install a new motor control center in that same location with expanded capacity

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, **WPCP Pond 3 MCC Improvements**.

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility (SRF).

Declares the project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $200,000.00.

APPROVED THIS 4 DAY OF October, 2017.

BOARD OF PUBLIC WORKS

BY: _____
Robert P. Kennedy, Chairman

BY: _____
Mike Avila, Member

BY: _____
Kumar Menon, Member

ATTEST: _____
Lyndsey Richards, Clerk

Nov

IMPROVEMENT RESOLUTION NO. 0015C

LIMA VALLEY ASSOCIATION
WORK ORDER NO. 0015C

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve:

Lima Valley Association by reconstructing concrete streets, curbs, sidewalks, and curb ramps.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 1 day of November, 2017.

BOARD OF PUBLIC WORKS

Robert Kennedy, Chairman

Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards

Lyndsey L. Richards, Clerk

Miscellaneous Storm Improvements Package
RESOLUTION NO. 83452

RESOLUTION BY THE BOARD OF STORMWATER MANAGEMENT of the City of Fort Wayne, Indiana that:

The project consists of installing storm sewers, drainage structures, and swales to improve local drainage in four specified areas.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, **Miscellaneous Storm Improvements Package.**

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Storm Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares the engineer's estimate of the project's total cost is $142,400.

APPROVED THIS 29 DAY OF November, 2017.

BOARD OF STORMWATER MANAGEMENT

BY: Mike Avila
Mike Ayila, Member

BY: Matthew Wirtz
Matthew Wirtz, Member

ATTEST: Lyndsey Richards
Lyndsey Richards, Clerk

SKY BLUE STORM PIPE REPLACEMENT
RESOLUTION NO. 83541

RESOLUTION BY THE BOARD OF STORMWATER MANAGEMENT of the City of Fort Wayne, Indiana that:

The Contractor shall furnish all labor, materials, supplies, and equipment required to perform the following:

Replacement of existing 12" and 15" RCP with approximately 60 linear feet of 12" HDPE pipe, 475 linear feet of 15" HDPE pipe, and associated structures, tree removal, and grading.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, **Sky Blue Storm Pipe Replacement.**

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Stormwater Utility (Bond).

Declares the project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Public Works will acquire the property rights described in Attachment "A" (Property Acquisition Summary Sheet)

States there are no cost associated with the purchase of any land associated with this project.

Declares the engineer's estimate of the project's total cost is $100,000.00.

APPROVED THIS 22 DAY OF November, 2017.

BOARD OF STORMWATER MANAGEMENT

BY: Mike Avila
Mike Avila, Member

BY: Matthew Wirtz
Matthew Wirtz, Member

ATTEST: Lyndsey Richards
Lyndsey Richards, Clerk

Flaugh Road Sanitary Sewer Improvements
RESOLUTION NO. 76109

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

construction of approximately 2,650 LF of 12" and 15" PVC sanitary sewer and a 750 gpm duplex submersible lift station

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, Flaugh Road Sanitary Sewer Improvements.

Declares the cost of the said improvements shall be paid by the funds from the 2016 Sewer SRF B

Declares the project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Public Works will acquire the property rights described in Attachment "A" (Property Acquisition Summary Sheet).

States the cost associated with the purchase of land associated with this project was $98,620.

Declares the engineer's estimate of the project's total cost is $1,129,674.00.

APPROVED THIS 29 DAY OF November, 2017.

BOARD OF PUBLIC WORKS

BY: _____
Shan Gunawardena, Interim Chairman

BY: _____
Mike Avila, Member

BY: _____
Kumar Menon, Member

ATTEST: _____
Lyndsey Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0236D

Alley Reconstruction: W. Fourth St., 3rd St., Schilling Ave., Franklin Ave.
WORK ORDER NO. 0236D

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve:

An east-west alley located in the Hamilton Association Neighborhood bounded by W. Fourth St. and Third St. to the north and south, and Schilling Ave. and Franklin Ave. to the west and east by removing and replacing the existing p condition concrete alley, alley and residential drive approaches, and upgrading storm structures.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 29 day of November, 2017.

BOARD OF PUBLIC WORKS

Shan Gunawardena, Interim Chair

Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey L. Richards, Clerk

WPCP Dechlorination Feed Improvements
RESOLUTION NO. 76323

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

This project will consist of the installation of a mixing system as well as reroute the existing sodium bisulfite feed point in the dechlorination chamber upstream of the Static Aerators.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, WPCP Dechlorination Feed Point Improvements.

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility Revenue Bond.

Declares the project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $47,000.00.

APPROVED THIS 22 DAY OF November, 2017.

BOARD OF PUBLIC WORKS

BY: _____
Shan Gunawardena, Interim Chairman

BY: _____
Mike Avila, Member

BY: _____
Kumar Menon, Member

ATTEST: _____
Lyndsey Richards, Clerk

Maplewood Park Storm Drainage Improvements
RESOLUTION NO. 83458

RESOLUTION BY THE BOARD OF STORMWATER MANAGEMENT of the City of Fort Wayne, Indiana that:

The project consists of installing approximately 1572 LF of 12-inch storm sewer, 440 LF of 15-inch storm sewer, 1144 LF of 18-inch storm sewer, and 54 drainage structures in the Maplewood Park Addition. Project also includes removal of approximately 372 LF of existing pipe, removal of 17 drainage structures, replacing drive approaches and grading approximately 2800 LF of roadside ditch.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, **Maplewood Park Storm Drainage Improvements.**

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Storm Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares that Board of Public Works will acquire property rights described in Attachment "A" (Property Acquisition Summary Sheet)

States that there is a $0 cost associated with the purchase of any land associated with this project.

Declares the engineer's estimate of the project's total cost is $862,000.

APPROVED THIS 8 DAY OF November, 2017.

BOARD OF STORMWATER MANAGEMENT

BY: Absent
~~Robert P. Kennedy,~~ Chairman

BY: Mike Avila
Mike Avila, Member

BY: Matthew Wirtz
Matthew Wirtz, Member

ATTEST: Lyndsey Richards
Lyndsey Richards, Clerk

Attachment "A"

Easement Acquisition Summary Sheet

Project Name: Maplewood Park Storm Drainage Improvements

PROPERTY ADDRESS AND NAME	PURCHASE TYPE	PURCHASE PRICE	STATUS
4221 Brooklawn Drive, Fort Wayne IN 46815	Easement	$0	Donated

TOTAL: $0

HADLEY ROAD CULVERT REHAB AND RETAINING WALL
RESOLUTION NO. 83554

RESOLUTION BY THE BOARD OF STORMWATER MANAGEMENT of the City of Fort Wayne, Indiana that:

The Contractor shall furnish all labor, materials, supplies, and equipment required to perform the following:

Rehabilitation of an existing 48" CMP under Hadley Road by slip lining with a new 42" solid walled HDPE pipe. Included with this work will be a new modular block retaining wall, with associated 12" pipes and ditch grading in the surrounding area.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, Hadley Road Culvert Rehab and Retaining Wall.

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Stormwater Utility (Bond).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $107,000.00.

APPROVED THIS 15 DAY OF November, 2017.

BOARD OF STORMWATER MANAGEMENT

BY: _____
~~Robert P. Kennedy~~, Chairman - Interim
Shan Gunawardena

BY: _____
Mike Avila, Member

BY: _____
Matthew Wirtz, Member

ATTEST: _____
Lyndsey Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0268S

2018 Barrett Sidewalk Pkg A
WORK ORDER NO. 0268S

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: multiple locations in the City of Fort Wayne, IN.

The improvments are at various property locations throught districts 1, 2, & 3.
The improvements include removing and replacing sidewalks, residential drive approaches and concrete curbs.
All in accordance with the City of Fort Wayne stardard details and specifications on file in the Department of Public Works of said City; and such improvement is now ordered.

The cost for sidewalks, drives, curbs, and yard walks shall be assessed 50% on the real estate abutting on said improvements and 50% upon the City of Fort Wayne, Indiana, if the said City is benefited by said improvement and the cost for restoring areas affected by construction shall be assessed 100% on said City, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of three (3%) percent per annum as set by the Board of Public Works and shall be financed under Revolving Barrett Law as provided for in the above-entitled acts.

All proceedings and any work done on said improvements, assessment of property, collection of assessments and issuance of Bonds, therefore, shall be as provided for in said above-entitled acts and all amendments thereto and supplemental thereof.

Adopted this 15 day of November, 2017.

BOARD OF PUBLIC WORKS

Shan Gunawardena, Interim Director of Public Works

Mike Avila, Member

Absent
Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey L. Richards, Clerk

2017 CIPP Pkg #1 – Small & Medium Diameter
WO#76423

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

The Contractor shall furnish all labor, materials, supplies, and equipment required to perform the following:

This project is the CIPP lining of approximately 50,000 linear feet of small and medium diameter (8" to 30") sewers throughout the city. They have been selected to be lined using evidence of deterioration and preventative maintenance.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, **2017 CIPP Pkg #1 – Small & Medium Diameter.**

Declares the cost of the said improvements shall be paid by the funds from the State Revolving Fund.

Declares the project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States that no additional costs will be associated with the purchase of any land associate with this project.

Declares the estimate of the project's total cost is **$2,714,000.00**.

APPROVED THIS 15 **DAY OF** November **, 2017.**

BOARD OF PUBLIC WORKS

BY: _____
~~Robert P. Kennedy, Chairman~~ - Interim
Shan Gunawardena

BY: Mike Avila
Mike Avila, Member

BY: Absent
Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey Richards, Clerk

Carbon Slurry Piping Improvements
RESOLUTION NO. 66705

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that;

Replaces piping and valves in the Carbon Slurry Vault at the Three River Water Filtration Plant.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled Carbon Slurry Piping Improvements.

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Water Utility (Revenue).

Declares that the project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that this is of public health benefit

States there are no costs associated with the purchase of any land associated with this project.

Declares the engineer's estimate of the project's total cost is $37,200.

APPROVED THIS 8 DAY OF November, 2017.

BOARD OF PUBLIC WORKS

BY: Absent
~~Robert P. Kennedy~~, Chairman

BY: Mike Avila
Mike Avilla, Member

BY:
Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0120C

PINE VALLEY / WINDRIFT ADDITION PHASE II
WORK ORDER NO. 0120C

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve:
Pine Valley and Windrift Additions by reconstructing concrete streets, curbs, sidewalks, and curb ramps.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 8 day of November, 2017.

BOARD OF PUBLIC WORKS

Absent
~~Robert Kennedy~~, Chairman

Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey L. Richards, Clerk

PUBLIC HEARING MINUTES

Public Hearing Barrett Law

Resolution #0223S, 4800 Old Mill Road Sidewalk Improvements

August 16, 2017

Kumar Menon: Good morning we will call to order the Board of Public Works for August 16, 2017. I am acting chair of the board Kumar Menon, with me are Mike Avila and we are going to be doing a public hearing a preliminary hearing to talk about sidewalk improvements along the east side of 4800 block Old Mill Road between west Sherwood Terrace and W Pettit Ave and we will have the Board of Works staff talk about the project and then we will open it up to public hearing and comments from anyone that wants to chat about it. Ezra you're up.

Ezra Broman: Good morning board Ezra Broman from Engineering Transportation Services. Like you said this is a one block project in the 4800 Block of Old Mill. I believe it goes from a 4727 address to a 4800 address. It spans between West Sherwood Terrace and West Pettit Avenue. We did have a homeowner originate this petition she got, there is 8 homeowners on this block and she got 5 of them to sign which makes it a valid, she needs 51 percent of the signatures that block to sign. So she has a valid petition as it stands now. It's basically a simple removal and replacement of existing poor conditioned sidewalks, stuff that has broken down, things that have trip edges, things that are sloped in the wrong direction and it includes some portions of walks through drive approaches, which would be considered a residential drive approach it's a little bit thicker. Like I said we have baring any remonstration, any remonstration petitions need to be received by the Board of Works no later than 8:00am on August 28, 2017. In order for that to be valid remonstrance you need 51 percent of the homeowners on that same block to sign the remonstrance petition. Barring any of that I can open up the floor to.

Kumar Menon: Any comments from the public anyone who wants to speak on this issue. Seeing none I will propose that we close this preliminary hearing and I'll take a motion to adjourn the meeting.

Mike Avila: So Moved

Kumar Menon: Second. All in favor.

Kumar Menon and Mike Avila: I, I.

Kumar Menon: With no other comments or other business, we will adjourn this public hearing. Thank you.

Next page: Signature page

BOARD OF PUBLIC WORKS

Date: 11/8/17

BY: _____
Kumar Menon, Member

BY: Mike Avila
Mike Avila, Member

ATTEST: Lyndsey Richards
Lyndsey Richards, Clerk

Robert P. Kennedy - Absent
8/16/17

Dec

3600 Block Leesburg Rd Septic Elimination
RESOLUTION NO. 76384

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

The project consists of eliminating 2 septic systems via installing approximately 705 LF of 8" PVC pipe and 4 manholes to tie into existing sewer system east of Hillegas Rd.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, **3600 Block Leesburg Rd Septic Elimination.**

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Septic Elimination Relief Fund.

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares that Board of Public Works will acquire property rights described in Attachment "A" (Property Acquisition Summary Sheet)

States that there is a $0 cost associated with the purchase of any land associated with this project.

Declares the engineer's estimate of the project's total cost is $105,525.

APPROVED THIS 20 DAY OF December, 2017.

BOARD OF PUBLIC WORKS

BY: _____
Shan Gunawardena, Chairman

BY: _____
Mike Avila, Member

BY: _____
Kumar Menon, Member

ATTEST: _____
Lyndsey Richards, Clerk

Attachment "A"

Easement Acquisition Summary Sheet

Project Name: 3600 Block Leesburg Rd Septic Elimination

PROPERTY ADDRESS AND NAME	PURCHASE TYPE	PURCHASE PRICE	STATUS
3626 Leesburg Rd, Fort Wayne IN 46815	Easement	$0	Donated
3706 Leesburg Rd, Fort Wayne IN 46815	Easement	$0	Donated
3800 Leesburg Rd, Fort Wayne IN 46815	Easement	$0	Donated

TOTAL: $0

3600 Block Leesburg Rd Septic Elimination
RESOLUTION NO. 76384

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

The project consists of eliminating 2 septic systems via installing approximately 705 LF of 8" PVC pipe and 4 manholes to tie into existing sewer system east of Hillegas Rd.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, **3600 Block Leesburg Rd Septic Elimination.**

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Septic Elimination Relief Fund.

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares that Board of Public Works will acquire property rights described in Attachment "A" (Property Acquisition Summary Sheet)

States that there is a $0 cost associated with the purchase of any land associated with this project.

Declares the engineer's estimate of the project's total cost is $105,525.

APPROVED THIS 20 DAY OF December, 2017.

BOARD OF PUBLIC WORKS

BY: _____
Shan Gunawardena, Chairman

BY: _____
Mike Avila, Member

BY: _____
Kumar Menon, Member

ATTEST: _____
Lyndsey Richards, Clerk

Morton Street Lift Station Force Main
RESOLUTION NO. 76280

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

The proposed force main will provide relief to bring the combined sewer overflow (CSO) outfall 048 into compliance and meet the requirements of the CSO Long Term Control Plan (LTCP). The force main will permit flows up to 110 mgd to be pumped to the Water Pollution Control Plant (WPCP) Wet Weather Ponds for temporary storage and treatment. The force main will be constructed along Garfield Street and Cody Avenue to the Wet Weather Ponds and will consist of 2,950 linear feet of 54-inch force main, 1,320 linear feet of 30-inch gravity sewer, 2,900 linear feet of 16-inch lime sludge force main, 400 linear feet of sewage force main and 720 linear feet of 6-inch water main.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, **Morton Street Lift Station Force Main**.

Declares the cost of the said improvements shall be paid by the funds from Sewer State Revolving Fund.

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Public Works will acquire the property rights described in Attachment "A" (Property Acquisition Summary Sheet).

States the estimated cost associated with the purchase of land is $12,000.

Declares the engineer's estimate of the project's total cost is $4,920,000.

APPROVED THIS 13 DAY OF December, 2017.

BOARD OF PUBLIC WORKS

BY: _____
Shan Gunawardena, ~~Interim~~ Chair

BY: _____
Mike Avila, ~~Member~~

BY: _____
Kumar Menon, Member

ATTEST: _____
Lyndsey Richards, Clerk

76280 - Morton Street Force Main - Property Acquisition Summary										
PARCEL NO.	DESIGN SHEET NO.	PROPERTY OWNER	PROPERTY ADDRESS	SOURCE OF TITLE; DEED RECORD & PAGE OR DOC. NO.	PERMANENT EASEMENT	AREA OF PERMANENT EASEMENT	TEMPORARY EASEMENT	AREA OF TEMPORARY EASEMENT	REMARKS	EASEMENT DOCUMENT NUMBER
1	39	Leslie Dalponte	1703 Cody Avenue	Parcel #02-12-01-237-005.000-074; Doc. No. 203020198	Yes	.009 acres	No	N/A	Completed	2017060607
2	39	Eisaman Real Estate Inc.	1034 Pemberton Drive	Parcel #02-13-06-154-001.000-074; Doc. No. 2010006646	Yes	.0004 acres	No	N/A	Completed	2017055564
3	39	Fort Wayne Community Schools - Lakeside Jr. Hs	2100 Lake Avenue	Parcel #02-13-06-126-002.000-074; Deed Book: 546 Page: 246	Yes	.311 acres	No	N/A	Completed	2017060609

Morton Street Lift Station Improvements
RESOLUTION NO. 76184

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

> The proposed improvements to the Morton Lift Station will provide relief to bring the combined sewer overflow (CSO) Outfall 048 into compliance and meet the requirements of the CSO Long Term Control Plan (LTCP). Lift Station improvements will permit flows up to 110 mgd to be pumped to the Wet Weather Pollution Control Plant (WPCP) Wet Weather Ponds for temporary storage and treatment. The improvements include upgrading the existing pumps, piping improvements and electrical, instrumentation and pump controls.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, **Morton Street Lift Station Improvements**.

Declares the cost of the said improvements shall be paid by the funds from Sewer State Revolving Fund.

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Public Works does not require acquisition of property rights.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is 8,500,000.

APPROVED THIS 13 DAY OF December, 2017.

BOARD OF PUBLIC WORKS

BY: _____
Shan Gunawardena

BY: _____
Mike Avila, Member

BY: _____
Matthew Wirtz, Member

ATTEST: _____
Lyndsey Richards, Clerk

CITY UTILITIES ANNUAL ON-CALL ASPHALT CUT REPAIR SERVICES
RESOLUTION NO. 104-12-13-17-3

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Fort Wayne Utilities is requesting time and material quotes for contracting various types of labor and equipment for repair of Asphalt Cuts made by the City to repair infrastructure. Such repairs include 25 sq.ft, 50 sq. ft. and 100 sq. ft. (plus) areas. All Quotes to be to the Transportation Engineering Standards dated 8-27-15.

Said services shall be constructed in accordance with the plans and specifications.

APPROVED THIS 13 DAY OF December, 2017

BOARD OF PUBLIC WORKS

BY: _____
Shan Gunawardena, Interim Chair

BY: _____
Kumar Menon, Member

BY: _____
Mike Avila, Member

ATTEST: _____
Lyndsey Richards, Clerk

IMPROVEMENT RESOLUTION NO. 104-12-13-17-2

North Parking Lot Asphalt Renovation - 307 Murray Street

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: 307 Murray Street Parking Lot

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 13 day of December, 2017.

BOARD OF PUBLIC WORKS

Shan Gunawardena, Interim Chairman

Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey L. Richards, Clerk

IMPROVEMENT RESOLUTION NO. 0234D

NORTH/SOUTH ALLEY - GAYWOOD, SPATZ, PETTIT, AND MCKINNIE
WORK ORDER NO. 0234D

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve:
POPULATE THIS SECTION FOR EACH PROJECT WITH DESCRIPTION OF WORK AND AREA AS NEEDED....

An alley bordered by Pettit and McKinnie on the North and South, and Gaywood and Spatz on the East and West by removing and replacing the existing ten foot wide concrete alley. Alley approaches. sidewalks, and drainage will also be updated within this project.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 6 day of December, 2017.

BOARD OF PUBLIC WORKS

Shan Gunawardena, Interim Director of Public Works

Mike Avila, Member

Kumar Menon, Member

ATTEST: Lyndsey Richards
Lyndsey L. Richards, Clerk

Year End

VS11-20-WE
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